

(Sec. 10.42 Cr. by CHA-13-00003, 6-26-13, Eff. 8-19-13)

#### 10.50 - PENALTY.

Any person who shall violate any provisions of this chapter for which no penalty is already provided shall be subject to a fine of not less than twenty dollars (\$20) nor more than four hundred dollars (\$400).

### CHAPTER 14 - PUBLIC WATERS AND SHORELINES

#### 14.01 - RESERVED FOR FUTURE USE.

(R. by Ord. 4922, 3-25-75)

#### 14.02 - FILLING OF LAKES AND RIVERS.

No person shall cast or deposit or cause to be cast or deposited in Lake Monona, Lake Mendota or Lake Wingra, or the Yahara River, or any creek or stream, or connecting drainage ditch, or in any lagoon in any park, any earth, sand, stone, ashes, rubbish, filth, refuse or floating matter, or any other substance or thing that fills up or tends to fill up any portion of said waterways, nor place in said waters any obstruction to navigation without first obtaining the consent of the Common Council and/or the State of Wisconsin. Any person violating this section shall be subject to a fine of not less than ten dollars (\$10) nor more than twenty-five dollars (\$25) for each offense, and shall also be liable at the suit of the City for the cost of the removal from said lakes, or river, or creeks, or streams, or ditches or lagoons of material deposited therein.

#### 14.03 - FILLING OF LAKE ENDS OF STREETS WHEN DOCK LINE ESTABLISHED.

Whenever a dock or harbor line shall be established across the end of any street, and across the lake end of any abutting land, the owner of such land shall be required before filling the lake end of such abutting lot to fill such street to the middle thereof, and to protect the margin of such filling so that the same shall be permanent. In case any such lot owner shall fill any such abutting lot, and shall not so fill such street, then the Common Council shall order such abutting portion of said street to be so filled, and the City may recover the cost thereof of such lot owner.

#### 14.04 - RELATING TO PIERS ALONG THE BANKS OF THE YAHARA RIVER.

- (1) No person shall build any pier along the banks of the Yahara River between Lakes Mendota and Monona unless she or he shall first have secured permission for such construction from the Board of Park Commissioners. (Am. by ORD-14-00012, 1-14-14)
- (2) Piers shall be constructed adjacent and parallel to the banks of the river, and no portion of any pier shall extend more than three (3) feet from the bank into the stream. Piers shall not exceed twelve (12) feet in length.
- (3) Every person violating this section shall be subject to a fine of not less than ten dollars (\$10) nor more than one hundred dollars (\$100) for each offense, and shall also be liable at the suit of the City of Madison for the cost of removal from the river of the pier existing in violation of this section. (Am. by Ord. 13,760, Adopted 12-14-04)

#### 14.05 - PIERS FROM PARK PROPERTY ON LAKESHORES.

- (1) No person shall construct, build, erect or maintain any pier, boat hoist or boat storage facility into the waters of Lakes Mendota, Monona or Wingra extending from the shoreline of any park or other public area owned or controlled by the City of Madison or extending from the shore of lands to which the City has been granted riparian rights by the State of Wisconsin or extending from the shore of lands or areas in said lakes granted by the State of Wisconsin to the City of Madison for park, pleasure or recreation purposes, unless specific authority for the construction of such pier has first been granted by the Park Commission of the City of Madison.
- (2) Any such pier, boat hoist or boat storage facility erected or maintained in Lakes Monona, Mendota or Wingra, without prior authority by the Park Commission of the City of Madison, shall be subject to removal upon ten (10) days written notice given by the Park Commission either to the person who has erected such pier, boat hoist or boat storage facility or

who operates, maintains or uses said structure or claims ownership thereof, or in case such owner or user cannot be found, by attaching such written notice to such pier, boat hoist or boat storage facility. In case of the failure to remove such structure, any such person shall be subject to a fine of not less than ten dollars (\$10) nor more than one hundred dollars (\$100) for each offense. Each day of violation shall constitute a separate offense. Any person violating this section shall also be liable at the suit of the City of Madison for the cost of removal of such pier or structure. (Am. by Ord. 6317, 7-7-78; Ord. 13,760, Adopted 12-14-04)

#### 14.06 - DOCK LINE ON LAKE MONONA ON THE SOUTH SHORE LAKE MONONA BAY.

- (1) A dock line is hereby established on Lake Monona as follows: Beginning at a point on the extension in a northerly direction on the east line of Lot 6, Block 1, Oak Lawn Addition, 315 feet north of the southeast corner of said Lot 6; extending thence in a westerly direction and parallel with the north side of Lakeside Street, South Madison, to a point in said Lake Monona Bay on an extension in a northerly direction of the west line of Lot 1, Block 1, said Oak Lawn Addition 315 feet north of the southwest corner of said Lot 1, Block 1, Oak Lawn Addition to South Madison; extending thence in a westerly direction by a circular curve convex to the shore with a radius of 1,000 feet to a point 166 feet west of the west line of Lot 1, Block 1, Oak Lawn Addition to South Madison, and distant 325 feet north of the north line of Lakeside Street; thence in a westerly direction by a circular curve concave to the shore with a radius of 470 feet to a point 322 feet west of the west line of Lot 1, Block 1, Oak Lawn Addition to South Madison, and distant 325 feet north of the north line of Lakeside Street; thence in a westerly direction by a curve concave to the lakeshore with a radius of 1,000 feet to a point on the extension in a northerly direction of the east line of Lot 1, Block 7, of South Madison, distant 315 feet from the north line of Lakeside Street to a point on the line between Lots 3 and 4 extended of Block 7, South Madison; thence by a circular curve convex to the shore with a radius of 550 feet to a point in said Lake Monona Bay in the extension of the west line of Lot 6, Block 7, said South Madison Plat, 336 feet north of the southwest corner of said Lot 6, Block 7, South Madison Plat; extending thence in a westerly direction by a circular curve, concave to the shore, with a radius of 1,432.7 feet, to a point in said Monona Bay in the extension of the west line of Lot 10, said South Madison Plat, 325 feet north of the southwest corner of said Lot 10, Block 10, South Madison Plat; extending thence in a westerly direction by a circular curve, convex to the shore, of a radius of 274.4 feet to a point in said Lake Monona Bay on the extension of the west line of Lot 14, Block 10, South Madison Plat, 325 feet north of the southwest corner of said Lot 14, Block 10, South Madison Plat; extending thence in a westerly direction with a curve convex to the shore, with a radius of 380 feet, to a point of tangency with a line parallel to and distant 315 feet easterly, from the northeast line of South Park Street, formerly known as Oregon Street; thence in a northwesterly direction along said parallel line to a point of intersection with the south line of Greenbush Addition to the City of Madison.
- (2) The establishment of said dock line as above stated shall in no way affect the riparian rights of the land adjacent thereto or any owner thereof.
- (3) This act is passed for the purpose of improving navigation in said Lake Monona Bay, and also because it is desirable for sanitary reasons to fill and grade up the marsh near said shoreline and out to, or near, said dock line established in subsection (1) hereof. (See also Chapter 194, Laws of 1907.)

#### 14.07 - DOCK LINE ON LAKE MONONA BEGINNING AT EMERALD STREET.

- (1) A dock line is hereby established on Lake Monona as follows: Beginning on the extension of Emerald Street at a point where the dock line in front of Blocks 14 and 19 in said city ends, it being 315 feet from the east line of South Park Street, extending thence in a southerly direction parallel to South Park Street past and across said Block 20 and the extension of Erin Street, thence across Block 25 by a curve convex to the shore with a radius of 438 feet to a point of tangency with the dock line established in the Town of Madison adjacent to Greenbush Addition to the City of Madison.
- (2) This act is passed for the purpose of improving navigation in said Lake Monona Bay, and also because it is desirable for sanitary reasons to fill and grade up the marsh near said shoreline, and out to or near said dock line established in subsection (1) of this section.
- (3) Such dock line is hereby established upon the condition that the owners of the abutting property shall lease to the City of Madison for street, boulevard and park purposes, under certain conditions as contained in a lease to the Madison Park

and Pleasure Drive Association signed by T. C. Richmond, D. R. Butler and others, all of the land lying between said dock line and a line 240 feet easterly of the east line of said Park Street and parallel thereto.

- (4) Whereas the owners of said Blocks 20 and 25 have heretofore completed the filling out to said dock line, such filling is hereby fully ratified, confirmed and approved upon the conditions named in subsection (3) hereof.

#### 14.08 - DOCK LINE ON LAKE MONONA BEGINNING AT SOUTH LINE OF ERIN STREET.

- (1) A dock line is hereby established on Lake Monona as follows: Beginning at a point on the south line of Erin Street extended, 315 feet east of the east line of South Park Street, thence north and parallel to said east line of South Park Street to a point 109 feet south of the south line of West Washington Avenue extended, thence by a curve to the right within a radius of 100 feet turning at an angle of 90 degrees to a point 9 feet south of the south line of said West Washington Avenue extended, and 415 feet east of the east line of Park Street.
- (2) The reason for establishing such dock line is that the water covering the bed of said lake out to the dock line is and has been for many years so low and stagnant and in such foul condition as to endanger public health, which condition will be removed and at the same time the bed of said lake improved for fishing and navigation purposes by the filling out to said dock line.
- (3) Such dock line is hereby established upon condition that the owners of the abutting property shall convey to the City of Madison by quitclaim deed, for street purposes only, the land in or opposite such blocks lying between a line 240 feet east of the east line of South Park Street and a line 306 feet east of said east line of said street, and shall further convey, either to the City of Madison or to the Madison Park and Pleasure Drive Association or its successors or assigns, in trust for the City of Madison, by quitclaim deed, for park purposes only, this strip of land lying between the said dock line and said line 306 feet east of the east line of South Park Street, such deed to contain a condition that in case any of the land so conveyed shall ever be used for any purposes other than those specified, or if any building or structure of any kind except the boathouses hereinafter mentioned shall ever be erected or maintained upon any of the property so conveyed, the same shall revert to the grantors; and the deed of said strip beyond the 306 foot line to contain a further provision reserving to the grantors, their heirs and assigns, their riparian rights and the right to construct and maintain upon the land thereby conveyed opposite each block one boathouse for the joint and exclusive use of all persons owning land in such block, who shall contribute their pro rata share of the expense of constructing and maintaining the same, such boathouse to be located at some appropriate and convenient point to be designated by the Board of Park Commissioners of the City of Madison and by said owners, and to be constructed of material suitable for the boathouse and according to a design to be approved by said Board of Park Commissioners, it being understood that said boathouse shall not require, either in material to be used or the design adopted, any unreasonable expenditure of money; and said deed to contain a further reservation to the grantors, their heirs and assigns, of the right of access to the lake across said strip, such right to be exercised, however, at such place and in such a way as not necessarily to injure or interfere with any planting or other improvements to said strip, either by the City or by said Park Board. Conveyances as aforesaid for the street and park purposes of the land in or opposite any of the aforesaid Blocks 14, 19 and 20, shall be deemed a compliance as to such block with the foregoing conditions and thereupon, as to such block, the dock line aforesaid shall become established.
- (4) Whereas the owners of the land opposite said Blocks 14 and 19 have heretofore completed the filling out to said dock line, such filling is hereby ratified, confirmed and approved upon the conditions named in subsection (3) hereof.
- (5) The owners of property in said Block 20 are hereby authorized to fill out to said dock line to the same depth and upon the same grade or slope as the filling in said Blocks 14 and 19, on the conditions contained in subsection (3) hereof.
- (6) The public streets crossed by said dock line, namely Erin, Emerald and Drake, shall be considered as extended as public streets out to said dock line, and the rights of the City in the portion of said streets so extended shall be the same as in other parts of said street.

#### 14.09 - DOCK LINE ON LAKE MONONA BETWEEN CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD RIGHT-OF-WAY AND BASSETT STREET.

- (1) A dock line is hereby established on the shore of Lake Monona as follows: Beginning at a point immediately below the center line of the main track of the Chicago, Milwaukee, St. Paul and Pacific Railroad Company right-of-way, Prairie du Chien Division, distant 800 feet southeasterly from the northwest line of West Wilson Street extended, said 800 feet being

measured along the center line of the above-mentioned track; thence by a curve to the left with a radius of 300 feet, the center of said curve being 500 feet southeasterly from the northwest line of West Wilson Street and in the center of the above-mentioned track, turning a total angle of 40 degrees and 45 minutes; thence by a curve to the right with a radius of 1,800 feet, turning a total angle of 23 degrees; thence by a curve to the right with a radius of 400 feet, turning a total angle of 67 degrees and 30 minutes, to a point distant 591 feet southeast from the southeast line of West Wilson Street measured on a line 6 feet northeast of the southwest line of Bassett Street in said City of Madison.

- (2) The City of Madison is hereby authorized to fill out from the present shoreline to said dock line sufficient depth for the purpose of removing the unsanitary and offensive condition of the bed of the lake between the said shoreline and said dock line, and for the purpose of aiding navigation of the waters of said lake. The land formed by the filling, as herein authorized, shall belong to the State of Wisconsin, and is hereby forever set aside for public park purposes. The City of Madison is hereby authorized to improve and maintain said land for park purposes at its own expense.
- (3) The City of Madison is hereby empowered to construct and regulate the use of wharfs, landing places, bathhouses, boathouses and other suitable structures along the margin of the dock line established by subsection (1) hereof. (See also Chapter 605, Laws of 1907.)

#### 14.10 - RESERVED FOR FUTURE USE.

(R. by Ord. 6502, 2-8-79)

#### 14.11 - DOCK LINE ON LAKE MONONA BEGINNING AT THE SOUTHWEST LINE OF LIVINGSTON STREET.

A dock line is hereby established on Lake Monona as follows: Beginning at a point on the northeast line of Blount Street extended 278.5 feet distant from the southeast line of Williamson Street; thence northeasterly on a straight line to a point on the southwest line of Livingston Street 170 feet distant from the center of Jenifer Street measured along the southwest line of Livingston Street. (Am. by Ord. 6502, 2-8-79)

#### 14.12 - DOCK LINE ON LAKE MONONA BEGINNING AT SOUTH PATERSON STREET.

A dock line is hereby established on Lake Monona as follows: Beginning on a point on the northeast line of South Paterson Street, prolonged a distance of 134 feet southeast from the southeast line of Spaight Street; thence easterly on a one degree and 9 minute curve, radius of 5,000 feet curving to the left to the point of intersection with the southwest line of Brearly Street prolonged, at a point 350 feet southeast from the southeast line of Spaight Street, said curve passing through the following points, namely:

First: A point 210 feet southeast of the southeast line of Spaight Street on a line between Lots 3 and 4 of Block 152.

Second: A point 287 feet southeast of the southeast line of Spaight Street on a line between Lots 6 and 7 of the same block. Thence continuing on a straight line to a point of intersection with the northeast line of Brearly Street, distant 368 feet southeast from the southeast line of Spaight Street, thence on a one degree 26 minute curve, radius 400 feet, curving to the left to a point of intersection with the southwest line of Ingersoll Street distant 490 feet southeast from the southeast line of Spaight Street and passing through the following points:

First: A point 420 feet southeast from the southeast line of Spaight Street on a prolongation of the line between Lots 3 and 4, Block 177.

Second: A point 460 feet southeast from the southeast line of Spaight Street on a line prolonged between Lots 6 and 7 of Block 177. Thence on a straight line to a point on the line between Lots 6 and 7, Block 179, distant 194 feet southeast from the southeast side of Rutledge Street; thence on a one degree 38 minute curve, radius 3,500 feet, curving toward the right and passing through the following points:

First: A point on the southwest line of Few Street distant 212 feet southeast from the southeast line of Rutledge Street.

Second: A point on the northeast line of Few Street distant 220 feet southeast from the southeast line of Rutledge Street.

Third: A point on the line between Lots 15 and 16, Block 205, distant 255 feet southeast from the southeast line of Rutledge Street.

Fourth: A point on the line between Lots 12 and 13, Block 205, distant 304 feet southeast from the southeast line of Rutledge Street.

Fifth: A point on the southwest line of Baldwin Street 360 feet southeast from the southeast line of Rutledge Street; thence on a one degree 23 minute curve, radius 2,400 feet, curving to the left and passing through the following points:

First: A point on the northeast line of Baldwin Street, distant 49 feet southeast from the southeast line of Morrison Street.

Second: A point on the line between Lots 3 and 4, Block 207, distant 90 feet southeast from the southeast line of Morrison Street.

Third: A point on the line between Lots 6 and 7, Block 207, distant 114 feet southeast from the southeast line of Morrison Street.

Fourth: A point on the southwest line of Dickinson Street, distant 120 feet southeast from the southeast line of Morrison Street.

Fifth: To a point on the northeast line of Dickinson Street, distant 120 feet southeast from the southeast side of Morrison Street.

#### 14.13 - DOCK LINE ON LAKE MONONA BEGINNING AT DICKINSON STREET.

A dock line is hereby established on Lake Monona as follows: Beginning at a point on the northeast line of South Dickinson Street, distant 125 feet southeast of the southeast line of Morrison Street; thence northeasterly and parallel to the southeast line of Morrison Street to the intersection with the northeast line of Rogers Street extended; thence northeasterly to the point of intersection of the southeast line of Morrison Street extended, with the southwest line of the Yahara River as now located; thence northeasterly 80 feet along the southeast line of Morrison Street extended, to the northeast line of the Yahara River; thence northeasterly in a straight line to a point which is 467 feet northeast of the northeast line of Riverside Drive extended and 351.2 feet southeast of the southeast line of Rutledge Street in Riverside Park Plat; thence northeasterly to the southwest corner of Lot 1 of Block 4 of the replat of Blocks 7 and 8 of Lake Park Subdivision as platted.

#### 14.14 - DOCK LINE ON LAKE MONONA IN LAKE PARK SUBDIVISION.

- (1) A dock line is hereby established on Lake Monona as follows: Beginning on the prolongation in a southerly direction of the present boundary line of the City of Madison and the Lake Park Company's plat of a part of the Town of Blooming Grove, at a point 1,694 feet south of the center line of the Chicago, Milwaukee, St. Paul and Pacific Railroad Company's tracks where the said boundary line crosses said track; thence easterly by a curve to the right with a radius of 1,320 feet to a point on a line at right angles to the south line of Lake Avenue in the Lake Park Plat distant 175 feet southerly from the point where said south line intersects the westerly boundary of Hudson Park.
- (2) The reason for establishing such dock line is that the water covering the bed of said lake out to said dock line is and has been for many years so low and stagnant and in such foul condition as to endanger the public health, which condition will be removed, and at the same time the bed of said lake improved for fishing and navigation by the filling out to said dock line.
- (3) The owners of property in said blocks are hereby authorized to fill out to said dock line, and the public streets crossed by said dock line shall be considered as extended as public streets out to said dock line, and the rights of the City in the portion of said streets extended shall be the same as in other public streets. (See also Chapter 534, Laws of 1907.)

#### 14.15 - DOCK LINE ON LAKE MENDOTA AT FRANCES STREET.

A dock line is hereby established on Lake Mendota as follows: Beginning at a point on the west line of Frances Street distant 520 feet north from the north line of Langdon Street, thence a long a one degree 12 minute curve to the right, having a radius of 4,774 feet and a chord, a line from the point of beginning to a point on the west line of Lake Street distant 395 feet north of the north line of Langdon Street, to the point on the west line of Lake Street 395 feet north of the north line of Langdon Street; thence along a 3 degree curve to the right with a radius of 1,910 feet and a chord, a line running from the last point described to a point on the east line of Park Street distant 408 feet north of the north line of Langdon Street, to the point on the east line of Park Street distant 408 feet north of the north line of Langdon Street.

#### 14.16 - DOCK LINE ON LAKE MENDOTA BEGINNING AT FRANCES STREET.

A dock line is hereby established on Lake Mendota as follows: Beginning on the west lie of Frances Street extended, at a point 520 feet from Langdon Street, measured along the said west line of Frances Street; thence on a straight line to the southwest line of North Henry Street to a

point 532 feet from Langdon Street; thence on a straight line to the northeast line of Henry Street extended to a point 518 feet from Langdon Street; thence on a straight line to the southwest line of Wisconsin Avenue extended to a point 330 feet from Langdon Street.

14.17 - DOCK LINE ON LAKE MENDOTA BEGINNING AT BREARLY STREET.

A dock line is hereby established on Lake Mendota as follows: Beginning at a point on the northeast line of Brearly Street distant 309 feet northwest from the northwest line of Sherman Avenue; thence southwesterly on a straight line to a point on the northeast line of Paterson Street distant 560 feet from the northwest line of Gorham Street; thence southwest parallel with Gorham Street to the southwest line of Paterson Street; thence southwesterly on a straight line to a point on the southwest line of Livingston Street distant 412 feet from the northwest line of Gorham Street; thence southwesterly on a straight line to a point on the northeast line of Blount Street distant 260 feet from the northwest line of Gorham Street; thence southwesterly on a straight line to a point on the northeast line of Blair Street distant 200 feet from the northwest line of Gorham Street; thence southwesterly on a 3 degree 34 minute 54 second curve to the right, radius 1,600 feet to a point on the southwest line of Butler Street distant 550 feet from the northwest line of Gorham Street.

14.18 - DOCK LINE ON LAKE MENDOTA BEGINNING AT BREARLY STREET.

A dock line is hereby established on Lake Mendota as follows: Beginning at a point on the northeast line of North Brearly Street distant 309 feet northwest from the northwest line of Sherman Avenue; thence northeasterly on a 7 degree 10 minute curve, radius 800 feet, convex toward Sherman Avenue, to a point 225 feet from the northwest line of Sherman Avenue measured on a prolongation of the line between Lots 1 and 2 of Willow Park Subdivision; thence on a straight line to a point on the prolongation of the line between Lots 6 and 7, Willow Park Subdivision, and distant 185 feet from the northwest line of Sherman Avenue; thence on a curve convex toward Sherman Avenue, radius 2,421 feet, degree of curvature 2 degrees 22 minutes to a point on the prolongation of the line between Lots 13 and 14, Willow Park Subdivision, and distant 152 feet from Sherman Avenue; thence on a straight line to a point on the prolongation of the line between Lots 25 and 26, Willow Park Subdivision, and distant 135 feet from Sherman Avenue.

14.19 - DOCK LINE ON LAKE MENDOTA BEGINNING AT WILLOW PARK.

A dock line is hereby established on Lake Mendota as follows: Commencing at a point on the continuation of the line between Lots 25 and 26, Willow Park, distant 135 feet northwesterly from the northwest line of Sherman Avenue, thence on a straight line to a point of intersection with the continuation of the line between Lots 26 and 27, Willow Park, distant 138 feet northwesterly from the northwest line of Sherman Avenue; thence on a straight line to a point in a continuation of the line between Lots 30 and 31, Willow Park, distant 160 feet northwesterly from the northwest line of Sherman Avenue; thence on a straight line to a point on the continuation of the line between Lots 40 and 41, Addition to Willow Park, distant 316 feet northwesterly from the northwest line of Sherman Avenue.

14.20 - SHORELINE OF LAKE MONONA BETWEEN BASSETT STREET AND BLOUNT STREET.

Since the public owns the riparian rights, the shoreline of that part of the north-west shore of Lake Monona, Dane County, between Bassett Street and Blount Street in the City of Madison, hereinafter described and more particularly shown by the map filed with the City Clerk, is established and determined as set forth in the following description subject to the approval of the Public Service Commission, namely:

Beginning at a point on the shore of Lake Monona at a point 480 feet southeast of the southeast line of Wilson Street and 290 feet southwest of the southwest line of Broom Street; thence northeast on a straight line to a point which is 450 feet northeast of the northeast line of Pinckney Street and 340 feet southeast of the southeast line of Wilson Street; thence on a curve to the right radius 3,300 feet to a point 430 feet southwest of the southwest line of Blount Street and 490 feet southeast of the southeast line of Wilson Street.

14.21 - SHORELINE OF LAKE MENDOTA BETWEEN LAKE STREET AND PARK STREET.

Since the state owns the riparian rights, the shoreline of that part of the southerly shore of Lake Mendota, Dane County, Wisconsin, between Lake Street and Park Street in the City of Madison hereinafter described and more particularly shown by the map filed in the office of the City Clerk is established and determined as set forth in the following description, subject to the approval of the Public Service Commission, namely:

Beginning on the shore of Lake Mendota at a point 380 feet north of the north line of Langdon Street and 305 feet east of the east line of Park Street; thence on a straight line to a point 103 feet west of the east line of Park Street and 447 feet north of the north line of Langdon Street extended westerly.

#### 14.22 - SHORELINE ON LAKE MONONA BETWEEN BASSETT STREET AND BLAIR STREET.

Since the public owns the riparian rights, the shoreline of that part of the northwest shore of Lake Monona, Dane County, between Bassett Street and Blair Street in the City of Madison hereinafter described is established and determined as set forth in the following description and the map filed in the office of the City Clerk, subject to the approval of the Public Service Commission, namely:

Beginning at a point on the east property line of South Blair Street, said point is the point of intersection of the center line of South Blair Street between East Main Street and East Wilson Street extended southeasterly and the east line of South Blair Street thence on a curve to the right convex to the east to 550 feet radius a distance of 1,034 feet to a point on the Lake Monona dock line, this last mentioned point being the point of intersection of the center line of South Hancock Street extended southeasterly and the Lake Monona dock line; thence southwesterly along the Lake Monona dock line to a point on the dock line, said point being the point of intersection of the center line of South Broom Street extended southeasterly and the Lake Monona dock line; thence southwesterly on a 3 degree and 11 minute curve, radius 1,800.1 feet curving to the left a distance of 435 feet, thence on a curve to the right of 200 feet radius a distance of 262.4 feet to a point on the center line of South Bassett Street extended southeasterly, said point being 658 feet from the center line of West Wilson Street measured along the center line of South Bassett Street and its extension southeasterly.

#### 14.23 - 1927 AND 1955 DOCK LINES ON LAKE MONONA.

A dock line on Lake Monona, Dane County, Wisconsin, is established as follows:

- (1) Beginning at a point on the north line of Section 17, Town 7 North, Range 10 East, distant 960 feet west of the northeast corner of said Section 17; thence northerly on a one degree and 54 minute curve, radius of 3,015.7 feet curving to the left, a distance of 3,250 feet to a point on the southeasterly boundary line of Sunset View Park plat in the town of Blooming Grove, Dane County, Wisconsin, extended southwesterly, which point is distant 1,200 feet from the center line of State Trunk Highway No. 10, thence northwesterly on a straight line parallel with said center line of highway and distant 1,200 feet southwesterly therefrom a distance of 715 feet, thence northwesterly on a 3 degree and 11 minute curve, radius of 1,800.1 feet curving to the left, a distance of 1,760 feet, thence on a straight line northwesterly, a distance of 1,220 feet to a point on the center line of Elmside Boulevard in the City of Madison, Dane County, Wisconsin, extended south, said point being distant 635 feet south from the south line of Oakridge Avenue, in said City of Madison, said last described line passing through a point on the center line of Welch Avenue extended south and distant 900 feet south from the south line of Oakridge Avenue, thence southwesterly on a one degree and 54 minute curve, radius of 3,015.7 feet, curving to the left, a distance of 2,850 feet to a point on the center line of Walton Place, extended southeasterly, which point is distant 420 feet southeasterly from the southeast line of Yahara Place, thence southwesterly on a straight line, 1,155 feet to a point on the center line of Rogers Street extended southeasterly, said point being distant 1,050 feet southeast from the southeast line of Spaight Street, thence southwesterly on a 0 degree and 48 minute curve, radius of 7,162 feet, curving to the right, a distance of 2,000 feet to a point on the center line of South Few Street extended southeasterly, which point is distant 940 feet southeast from the southeast line of Spaight Street, thence on a straight line southwesterly, a distance of 665 feet to a point on the center line of South Ingersoll Street extended southeasterly, which point is distant 840 feet southeast from the southeast line of Spaight Street, thence on a 0 degree and 38 minute curve, radius of 9,046.7 feet, curving to the right, a distance of 1,370 feet to a point on the center line of South Paterson Street extended southeasterly, which point is distant 500 feet southeast from the southeast line of Spaight Street, thence on a straight line, southwesterly, a distance of 2,100 feet to a point on the center line of South Blair Street extended southeast, which point is distant 760 feet southeast from the southeast line of East Wilson Street, thence southwesterly on a one degree and 22 minute curve, radius of 4,192 feet, curving to the left, a distance of 1,620 feet to a point on the center line of South Pinckney Street extended southeasterly, which point is distant 540 feet southeast from the southeast line of East Wilson Street, thence southwesterly, on a straight line, 2,200 feet to a point on the center line of South Broom Street extended southeasterly,

which point is distant 650 feet southeast from the southeast line of West Wilson Street, thence southwesterly on a 3 degree and 11 minute curve, radius 1,800.1 feet, curving to the left, a distance of 1,120 feet to a point which is distant 150 feet easterly from the center line between the main tracks of the Chicago and North Western Railway, measured at right angles thereto, thence southwesterly on a straight line, parallel to said center line between tracks and distant 150 feet easterly therefrom a distance of 1,900 feet, thence southeasterly on a 32 degree 20 minute curve, radius of 179.6 feet, curving to the left, a distance of 310 feet to a point on the center line of Lake Court, extended northerly, which point is distant 1,200 feet north from the north line of Lakeside Street, thence east, parallel to said north line of Lakeside Street and distant 1,200 feet northerly therefrom a distance of 1,160 feet to a point which is distant 1,200 feet north from the intersection of the north line of Lakeside Street with the center line of the main track of the Chicago, Milwaukee, St. Paul and Pacific Railroad, measured at right angles to Lakeside Street, thence southeasterly on a 3 degree 49 minute curve, radius of 1,501.5 feet, curving to the right, a distance of 1,200 feet to a point which is distant 1,300 feet northeasterly from the above-mentioned intersection of the north line of Lakeside Street with the center line of the main track of the Chicago, Milwaukee, St. Paul and Pacific Railroad, measured at right angles to said center line of track, thence southeasterly on a straight line, a distance of 1,600 feet to a point on the north and south center line of Section 25, Town 7 North, Range 9 East, which point is distant 1,000 feet north from the southeast corner of Olin Park in the City of Madison, Dane County, Wisconsin.

Also beginning at a point on the west boundary line of Block 3 of Oak Lawn Addition to South Madison in the City of Madison, Dane County, Wisconsin, extending north, said point of beginning being 300 feet north of the north line of Lakeside Street in said addition, thence northeasterly on a 22 degree 10 minute curve, radius of 260 feet, curving to the left, a distance of 380 feet to a point which is distant 150 feet westerly from the center line between the main tracks of the Chicago and North Western Railway, measured at right angles thereto, thence northeasterly, parallel to said center line between tracks and distant 150 feet westerly therefrom a distance of 2,840 feet to a point opposite the beginning of curve in said center line, thence northeasterly on a one degree 42 minute curve, radius of 3,370.5 feet, curving to the right, and being parallel to said center line between tracks and distant 150 feet northwesterly therefrom, a distance of 640 feet to the center line of South Bassett Street in the City of Madison, Dane County, Wisconsin, extended southeasterly.

The City of Madison is authorized, subject to the approval of the Public Service Commission, to use a portion of the area of Lake Monona described as follows:

Beginning at the point of intersection of the center line of the Chicago and North Western Railway track and the center line of the Chicago, Milwaukee, St. Paul and Pacific Railroad track in Lake Monona, Town of Madison, Dane County, Wisconsin; thence southeasterly 223.3 feet along the center line of the Chicago, Milwaukee, St. Paul and Pacific Railroad track to the point of beginning of the area to be described; thence southeasterly 825.8 feet along the center line of the Chicago, Milwaukee, St. Paul and Pacific Railroad track; thence east 181.4 feet on a line parallel and 1,200 feet north of, measured at right angles to the north line of Lakeside Street; thence northwesterly 1,091.7 feet on a line parallel and 150 feet northeast of, measured at right angles to the center line of the Chicago, Milwaukee, St. Paul and Pacific Railroad track; thence southwesterly 221.7 feet on a straight line to point of beginning, excepting therefrom that portion being used by the Chicago, Milwaukee, St. Paul and Pacific Railroad; and to use said area for street and highway purposes only. The City of Madison is granted and given concurrent jurisdiction with this state of and over the above described area including the lake bed, and the City may bring any action to restrain, enjoin or abate any nuisance or purpresture within such limits.

- (2) Said dock line on Lake Monona established by this section, is hereby declared to be so established only for the purpose authorizing said City of Madison to construct and maintain on, in or over said Lake Monona, but not beyond said established line, parks, playgrounds, bathing beaches, municipal boathouses, piers, wharfs, public buildings, highways, streets, pleasure drives and boulevards. Said dock line shall in no wise affect or supersede the dock lines on said Lake Monona already existing and established pursuant to law by the said City of Madison, insofar as riparian owners are concerned, and said dock line so established shall in no wise be construed as being for the benefit of riparian owners. Said City of Madison is hereby granted and given concurrent jurisdiction with the State of Wisconsin of and over said Lake Monona and its lake bed between the low water mark or the dock lines heretofore established by the City of Madison and the dock line established by this section, and said City may bring any action to restrain, enjoin or abate any nuisance or

purpresture within such limits.

- (3) Nothing in this section shall be construed to take or deprive any riparian owner of any property or riparian rights.

(See Chapter 485, Laws of 1927, as amended by Chapter 301, Laws of 1931; See also Chapter 544, Laws of 1955.)

#### 14.24 - GRANTING SUBMERGED LANDS IN LAKE MENDOTA BETWEEN BUTLER AND FRANKLIN STREETS FOR HARBOR PURPOSES.

- (1) All right, title and interest of the State of Wisconsin in and to the lands submerged beneath the waters of Lake Mendota, adjacent to the shore of Lake Mendota and lying between Butler Street and Franklin Street in the City of Madison, and extending into Lake Mendota for a distance of not to exceed 1,000 feet, for the purpose of erecting thereon a pier and breakwater enclosing a harbor for navigation purposes, are hereby granted to the City of Madison. The pier and breakwater are not to exceed the dimensions hereinafter described, and may be erected at any desirable point within the area granted to the City of Madison.
- (2) Construction work shall not begin until the City of Madison shall have acquired the fee title or the riparian rights of the shore in front of which the improvement or any part thereof is constructed. The pier and breakwater shall have such openings and bridges as may be prescribed by the Public Service Commission. Plans for the structures shall be approved by the Public Service Commission. The following are the dimensions of the pier and breakwater: A pier extending from the shore into Lake Mendota, not exceeding 1,000 feet in length and not exceeding 100 feet in width on the top, together with a pier approximately at right angles to the former, not exceeding 1,000 feet in length nor 100 feet in width on top, the whole to be so constructed as to form a harbor for boats.

(See Chapter 509, Laws of 1935, as amended by Chapter 414, Laws of 1949.)

#### 14.25 - GRANTING SUBMERGED LANDS IN LAKE MENDOTA EAST OF MARSTON AVENUE.

- (1) All right, title and interest of the State of Wisconsin in and to the land submerged beneath the waters of Lake Mendota, adjacent to the shore of Lake Mendota and described as follows, to-wit:

Beginning at a point on the northwest property line of Sherman Avenue, said point being south 19 degrees 26 minutes west, 523 feet 3 1/2 inches of the east and west quarter section line of Section 12, Town 7 North, Range 9 East, in Dane County, Wisconsin; thence north 52 degrees 47 minutes west to a point of intersection with the shoreline of Lake Mendota, said point of intersection being the point of beginning of the area in Lake Mendota to be described; thence north 52 degrees, 47 minutes west, 1,000 feet; thence southwesterly on a straight line to a point of intersection with the northwesterly prolongation of the northeast property line of Marston Avenue having a bearing of north 51 degrees 20 minutes west, said point of intersection being 1,000 feet northwest of the shoreline of Lake Mendota measured along said northwesterly prolongation of the northeast property line of Marston Avenue; thence south 51 degrees 20 minutes east along said prolongation to the shoreline of Lake Mendota; thence northeasterly along the shoreline of Lake Mendota to the point of beginning, are hereby granted to the City of Madison for the purpose of erecting thereon a pier and breakwater enclosing a harbor for navigation purposes. The pier and breakwater are not to exceed the dimensions hereinafter described and may be erected at any desirable point within the area granted to the City of Madison.

- (2) The pier and breakwater shall not exceed 1,800 feet in length nor 100 feet in width on the top, but in addition thereto piers for the accommodation of boats may be constructed contiguous to and at angles projecting from said breakwater, the whole to be so constructed as to form a harbor for boats. The pier and breakwater shall have such openings and bridges as may be prescribed by the Public Service Commission. Plans for the structure shall be approved by the Public Service Commission prior to commencement of construction.

(Chapter 536, Laws of 1947.)

#### 14.26 - SHORELINE OF LAKE MENDOTA AT THE FOOT OF NORTH BUTLER STREET.

Since the state owns the riparian rights, the shoreline of that part of the southerly shore of Lake Mendota, Dane County, Wisconsin, at the foot of North Butler Street in the City of Madison, hereinafter described and more particularly shown on the map filed with the City Clerk, is established and determined as set forth in the following description, subject to the approval of the Public Service Commission, namely:

Beginning at a point on the present shoreline of Lake Mendota which is distant 423.5 feet northwest from the northwest line of East Gorham Street and distant 201 feet northeast from the southwest line of North Butler Street, said point of beginning the westerly end of an existing concrete wall; running thence westerly in a direct line to a point on the present shoreline of said lake which is distant 99.2 feet southwest from the southwest line of North Butler Street, measured parallel to East Gilman Street and distant 273 feet northwest from the northwest line of East Gilman Street measured parallel to North Butler Street.

#### 14.27 - SHORELINE OF LAKE MONONA BETWEEN WELCH STREET AND THE SOUTHWESTERLY PROLONGATION OF THE SOUTHEAST LINE OF BLOCK 2, SUNSET VIEW PARK PLAT.

Since the state owns the riparian rights, the shoreline of that part of the northeasterly shore of Lake Monona between Welch Street and the southwesterly prolongation of the southeast line of Block 2, Sunset View Park Plat, in the City of Madison, hereinafter described, is established and determined as set forth in the following description and the map filed with the City Clerk, subject to the approval of the Public Service Commission, namely:

Beginning at the point of intersection of the shoreline of Lake Monona and the southerly prolongation of the center line of Welch Street in Madison, Wisconsin, said point of intersection being 116.8 feet south, measured along said center line from the northeasterly prolongation of the northerly line of Lakeland Avenue; thence southeasterly on a straight line 1,063 feet to a point, last mentioned point being 400 feet southwesterly from the center line point (both longitudinal and transverse) of the Atwood Avenue bridge over the Starkweather Creek, measured at right angles to the center line of Atwood Avenue lying easterly of the Starkweather Creek; thence southeasterly on a straight line 2,274.5 feet to the point of intersection of the shoreline of Lake Monona and the southwesterly prolongation of the southeast line of Block 2, Sunset View Park Plat in the Town of Blooming Grove, Dane County, Wisconsin.

#### 14.28 - SHORELINE OF LAKE MENDOTA WEST OF PARK STREET.

Since the state owns the riparian rights, the shoreline of that part of the southerly shore of Lake Mendota, Dane County, Wisconsin, west of Park Street in the City of Madison, hereinafter described and more particularly shown on the map filed with the City Clerk, is established and determined as set forth in the following description, subject to the approval of the Public Service Commission, namely:

Commencing at a point on the existing shoreline 120 feet west from the west wall of the Hydraulics Laboratory Building, measured along the north line of the building extended westerly, and 25 feet north of the north line of the building extended westerly; thence in a northeasterly direction to a point on the west building line extended northerly, said point being 60 feet north of the north line of the building, measured along the west line of the building extended northerly; thence in an easterly direction to a point 145 feet east of the west line of said building and 60 feet north of the north line of the building measured along a line parallel to the west line of the building; thence in a southeasterly direction to a point on the present shoreline which is 233 feet east of the west line of the building and 52 feet north of the north line of the building, measured along a line parallel to the west line of the building.

#### 14.29 - SHORELINE OF LAKE MENDOTA AT PLAT OF WOODWARD'S GROVE AND NORTH PARK PLAT.

The shoreline of that part of the south shore of Lake Mendota hereinafter described and more particularly shown by the map on file in the office of the City Clerk, is established and determined in the interests of the public and pursuant to Chapter 30, Wisconsin Statutes, as set forth in the following description, subject to the approval of the Public Service Commission of Wisconsin, namely:

That part of the shoreline along Lake Mendota which covers the shoreline on the south side of the east one-half of Lot 35, all of Lots 36 and 37, Plat of Woodward's Grove, and Lots 1 through 8 inclusive of North Park Plat, all located in the City of Madison, Dane County, Wisconsin, being more fully described as follows:

Commencing at an iron stake at the intersection of the meander line and west line of Lot 1 of said North Park Plat; thence south 83 degrees 53 minutes west 166.3 feet; thence south 13.0 feet to the present shoreline and the point of beginning of this description; thence south 83 degrees 53 minutes east along the present breakwater line 467.62 feet to a point which is 57.0 feet south of the meander line of said North Park Plat; thence south 86 degrees 5 minutes east along said proposed breakwater line 99.21 feet to a point 46.0 feet south of the meander line of said North Park Plat and the present shoreline.

#### 14.30 - REGULATION OF BOATS.

- (1) Declaration of Intent. The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interest and the capability of the water resource.
- (2) Definitions. As used in this ordinance, terms shall be given meanings as follows unless the context clearly otherwise requires.
  - (a) "Boat" means every description of watercraft, other than a seaplane on the water, used or capable of being used as a means of transportation on water.
  - (b) "Motorboat" means any boat propelled by machinery, whether or not such machinery is the principal source of propulsion, but does not include a boat which has a valid marine document issued by the Bureau of Customs of the U.S. government or any federal agency successor thereto.
  - (c) "Sailboat" means any boat propelled by sail. A rowboat, canoe or motorboat equipped with sail shall be deemed a sailboat only while propelled exclusively by sail; during such times as it may be propelled by sail in combination with other means it shall be considered a rowboat, canoe or motorboat, depending on the other means of propulsion used.
  - (d) "Slow-no-wake" means that speed at which a boat moves as slowly as possible while still maintaining steerage. (Am. by Ord. 7839, 10-4-82)
  - (e) "Water skis" means any apparatus used for the purpose of towing a person on the water by use of ropes or lines attached to a power driven boat. (Secs. 14.30(2)(e)(f)(g)(h) and (i) R. and (j) Renumbered to (e) by Ord. 7839, 10-4-82)
- (3) Applicability. This ordinance shall apply to all waters within the limits of the City of Madison and to the waters of Lakes Mendota, Monona and Wingra, and to such tributary waters as are subject to the police powers of the City of Madison. No person shall use such waters or operate boats thereon except in compliance with the provisions, rules and regulations herein contained.
- (4) State Boating and Water Safety Laws Adopted. The statutory provisions describing and defining regulations with respect to water traffic, boats, boating and related water activities and safety as contained in Sections 30.50 through 30.71 of the Wisconsin Statutes are hereby adopted and by reference made a part of this ordinance, except for any provisions therein relating to the penalties to be imposed or the punishment for violation of said statutes. (Sec. 14.30(4) R. and (5) Renumbered to (4) by Ord. 7839, 10-4-82)
- (5) Regulation of Mooring Areas and Placement of Mooring Buoys. Every anchorage in the waters covered by this ordinance shall be marked by a mooring buoy. No person shall place any buoy or other waterway marker in the waters of Lakes Wingra, Mendota or Monona unless he/she complies with the provisions of this ordinance and the applicable provisions of the Wisconsin State Statutes and the Wisconsin Administrative Code. A "waterway marker" is any device designed to be placed in, on or near the water to convey an official message to a boat operator on matters which may affect health, safety, or well being. A "buoy" is any device designed to float which is anchored in the water and which is used to convey a message. A "mooring buoy" must extend eighteen (18) inches above the waterline, be white in color with a blue band clearly visible above the waterline, and should be spherical or ovate in shape.
  - (a) No person shall place a mooring buoy within 200 feet of shore on Lakes Mendota, Monona, or Wingra without first obtaining a permit from the City. Permits shall be issued by the Superintendent of Parks. Applicants shall
    1. Demonstrate compliance with the provisions of Sec. 30.772, Wis. Stats., and the Administrative Code sections promulgated thereunder as those sections may be amended from time to time;
    2. Demonstrate compliance with the standards approved by the Parks Commission;
    3. Deliver a completed application for a mooring buoy permit to the Superintendent of Parks.

(Am. by Ord. 12,177, 8-4-98)

- (b) Permits to place mooring buoys in waters adjacent to property owned by the University of Wisconsin shall be issued by the University of Wisconsin.
- (c) All buoys shall conform to the requirements of Wis. Admin. Code § NR 5.09, and shall bear a number issued along with the permit.
- (d) Designated Mooring Areas. A "designated mooring area" is an area of the lake surface marked and used for the

anchoring of boats. Mooring areas shall be marked with regulatory markers requiring slow, no-wake speed. No person shall designate a mooring area without the approval of the Common Council, expressed by ordinance. No person may moor a boat outside the legally defined Designated Mooring Area boundaries; such boats will be considered unpermitted regardless of whether they are moored within the informational boundary marker buoys. The following mooring areas are authorized, subject to approval by the Department of Natural Resources:

1. University of Wisconsin Mooring Area No. 1, Memorial Union, in Lake Mendota lying in the Southwest  $\frac{1}{4}$  section of Section 14, Town 7 North, Range 9 East, City of Madison, Dane County, Wisconsin, consisting of the area enclosed by the following:

Commencing at the South  $\frac{1}{4}$  corner of Section 14, Town 7 North, Range 9 East; thence North  $89^{\circ}09'46''$  West along the South line of said Section 14, 862 feet to the center line of Lake Street as presently located; thence North  $1^{\circ}06'14''$  East along center line of said Lake Street, 703.5 feet to a point on the shore line of Lake Mendota; thence continuing North  $1^{\circ}06'14''$  East along the center line extended of said Lake Street for an additional 300 feet to Buoy No. 1041, the point of beginning of Mooring Area No. 1, thence continuing North  $1^{\circ}06'14''$  East along the center line extended of said Lake Street for an additional 400 feet to Buoy No. 1040, the Northeasterly corner of said mooring area; thence North  $81^{\circ}53'46''$  West, 1570 feet to Buoy No. 1033, the Northwesterly corner of said mooring area; thence South  $1^{\circ}06'14''$  West, 400 feet to Buoy No. 1034, the Southwesterly corner of said mooring area; thence South  $81^{\circ}53'46''$  East, 1570 feet to the point of beginning.

2. University of Wisconsin Mooring Area No. 2, Lakeshore Dormitories, in Lake Mendota lying in the Southwest  $\frac{1}{4}$  section of Section 15, Town 7 North, Range 9 East, University of Wisconsin, Dane County, Wisconsin, consisting of the area enclosed by the following:

Commencing at the Northwesterly corner of the North wing of the building presently known as Goodnight Hall at 1975 Willow Drive, University of Wisconsin, Madison, Wisconsin; thence North  $1^{\circ}06'14''$  East, 119 feet to a point at the water's edge on the shore of Lake Mendota to the point of beginning of Mooring Area No. 2; thence continuing North  $1^{\circ}06'14''$  East, 75 feet to Buoy No. 1021, the Northwesterly corner of said mooring area; thence South  $8^{\circ}53'46''$  East, 830 feet to Buoy No. 1024, the Northeasterly corner of said mooring area; thence South  $1^{\circ}06'14''$  West, 320 feet to a point on the water's edge of Lake Mendota, the Southeasterly corner of said mooring area; thence Northwesterly following the water's edge on a meandering line to the point of beginning.

3. University of Wisconsin Mooring Area No. 4, Willows Drive, in Lake Mendota lying partly in the Southwest  $\frac{1}{4}$  section of Section 15 and partly in the Northeast  $\frac{1}{4}$  section of Section 16, Town 7 North, Range 9 East, University of Wisconsin, Dane County, Wisconsin, consisting of the area enclosed by the following:

Commencing at the point of intersection of the center line of Marsh Lane with the center line of Willow Drive as both presently located on the University of Wisconsin Campus, Madison, Wisconsin; thence North  $72^{\circ}26'14''$  East, 52 feet to a point at the water's edge on the shore of Lake Mendota, the point of beginning of Mooring Area No. 4; thence continuing North  $72^{\circ}26'14''$  East, an additional 864 feet to a point of intercept at the water's edge with the tip of Willow Point. Said mooring area to include all water lying within the bay area south of the preceding line and the Lake Mendota shoreline.

4. City of Madison Mooring Area No. 1, Marshall Park. A parcel of land or water located in the NE  $\frac{1}{4}$ -SE  $\frac{1}{4}$  and SE  $\frac{1}{4}$ -SE  $\frac{1}{4}$  of Section 12, T7N, R8E, and in the NW  $\frac{1}{4}$ -SW  $\frac{1}{4}$  and SW  $\frac{1}{4}$ -SW  $\frac{1}{4}$ , Section 7, T7N, R9E, City of Madison, Dane County, Wisconsin, more fully described as follows: Beginning at the northerly most meander corner of lot 2 of Certified Survey Map No. 3631, Document No. 1696280 recorded in Volume 15 of Certified Surveys on pages 1, 2, and 3, Dane County Register of Deeds, thence  $N17^{\circ}03'34''W$ , along a meander line along the shore of Lake Mendota, 345.34 feet to a point 34 feet more or less from the shore of Lake Mendota; thence continuing along said meander line,  $N24^{\circ}46'09''W$ , 180.00 feet to a point 34 feet more or less from the shore of Lake Mendota; thence  $N71^{\circ}02'00''E$ , 634.00 feet to a point 600 feet more or less into Lake Mendota; thence  $S29^{\circ}37'00''E$ , 806.00 feet to a point 603 feet more or less into Lake Mendota; hence  $S52^{\circ}03'00''W$ , 672.81 feet to a meander line along the shore of Lake Mendota, said point being 70 feet more or less from the shore; thence  $N38^{\circ}25'17''W$ , along said meander line, 195.78 feet to a point 68 feet more or less from the shore of Lake Mendota, thence continuing along said meander line  $N32^{\circ}52'36''W$ , 311.28 feet to the point of beginning.

Mooring Area includes all water area within the above described area. Mooring Area contains 13.0 acres more or less,

including the Beach Area.

(Cr. by Ord. 9750, 4-13-89)

(Sec. 14.30(6) Renumbered to (5) and Am. by Ord. 7839, 10-4-82)

(Sec. 14.30(5) Am. by Ord. 12,131, 5-18-98)

(6) Speed Limitations.

- (a) Generally; Races Excepted. No motorboat shall be operated at a rate of speed or in any other manner which shall recklessly endanger its occupants or imperil the safety of others nor shall any motorboat be operated between sunset and sunrise at a rate of speed in excess of fifteen (15) miles per hour provided, however, that this provision shall not prohibit the holding of supervised races over a course laid out and plainly marked and adequately patrolled and policed.
- (b) Speed on Yahara River. No boat shall be propelled at a rate of speed greater than slow-no-wake speed in the Yahara River between Lakes Mendota and Monona, between Lake Monona and the City limits, in Murphy's Creek, or in the Henry Vilas Park lagoon. (Am. by Ord. 6877, 1-17-80)
- (c) Prohibited Operation. No person may operate a motorboat within one hundred (100) feet of any dock, raft, pier or buoyed, restricted area on any lake at a speed in excess of slow-no-wake speed.
- (d) Fixed Limits. No person shall operate a motorboat at a speed in excess of the limit posted by established regulatory markers.
- (e) Emergency Boats. These speed regulations shall not apply to lifesaving boats or other boats when greater speed is required for emergency purposes.

(Sec. 14.30(9) Renumbered to (6) by Ord. 7839, 10-4-82)

(7) Restricted Areas. No person shall operate a boat within a water area which has been clearly marked by regulatory markers as a bathing or swimming area; nor shall any person operate a boat in excess of slow, no-wake speed in restricted use areas contrary to regulatory markers, placed pursuant to Wis. Stat. 30.74(2) and as authorized by this ordinance. This subsection does not apply in the case of an emergency, or to patrol or rescue craft.

(a) The following areas shall be marked as bathing or swimming areas:

1. Lake Mendota.

- a. University of Wisconsin Swimming Area No. 1, Memorial Union Swimming Area, more particularly described as follows:

Swimming Area No. 1 in Lake Mendota lies in the Southwest ¼ section of Section 14, Town 7 North, Range 9 East, University of Wisconsin, Dane County, Wisconsin, consisting of the area enclosed by the following:

Commencing at the Northeasterly corner of the East wing of the Memorial Union Building at 800 Langdon Street, University of Wisconsin, Madison, Wisconsin; thence Westerly along the North face of the East wing of said building 10 feet; thence North 1°06'14" East, 130 feet to a point at the water's edge on the shore of Lake Mendota, the point of beginning of Swimming Area No. 1; thence continuing North 1°6'14" East for an additional 145 feet to Buoy No. 1035 the Northwesterly corner of said swimming area; thence South 81°53'46" East, 125 feet to Buoy No. 1037 the Northeasterly corner of said swimming area; thence South 1°06'14" West, 145 feet to a point at the water's edge, the Southeasterly corner of said swimming area; thence Westerly following the water's edge on a meandering line to the point of beginning.

- b. University of Wisconsin Swimming Area No. 2, Kronshage Swimming Area, more particularly described as follows:

Swimming Area No. 2 in Lake Mendota lies in the Southwest ¼ section of Section 15, Town 7 North, Range 9 East, University of Wisconsin, Dane County, Wisconsin, consisting of the area enclosed by the following:

Commencing at the Northeasterly corner of the North wing of the building presently known as Kronshage Hall at 1650 Kronshage Drive, University of Wisconsin, Madison, Wisconsin; thence Westerly along the North face of the North

wing of said building 45 feet; thence North 1°06'14" East, 140 feet to a point at the water's edge on the shore of Lake Mendota to the point of beginning of Swimming Area No. 2; thence continuing North 1°06'14" East an additional 215 feet to Buoy No. 1028, the Northeasterly corner of said swimming area; thence North 81°53'46" West, 200 feet to Buoy No. 1026, the Northwesterly corner of said swimming area; thence South 1°06'14" West, 243 feet to a point at the water's edge, the Southwesterly corner of said swimming area; thence Easterly following the water's edge on a meandering line to the point of beginning.

- c. University of Wisconsin Swimming Area No. 3, Willows Swimming Area, more particularly described as follows:

Swimming Area No. 3 in Lake Mendota lies in the Southwest ¼ section of Section 15, Town 7 North, Range 9 East, University of Wisconsin, Dane County, Wisconsin, consisting of the area enclosed by the following:

Commencing at the Northwesterly corner of the North wing of the building presently known as Goodnight Hall at 1975 Willow Drive, University of Wisconsin, Madison, Wisconsin; thence North 37°53'46" West, 139 feet to a point on the shore of Lake Mendota, the point of beginning of Swimming Area No. 3; thence North 8°06'14" East, 125 feet to Buoy No. 1020, the Northeasterly corner of said swimming area; thence North 81°53'46" West, 190 feet to Buoy No. 1018, the Northwesterly corner of said swimming area; thence South 1°06'14" West, 125 feet to a point at the water's edge, the Southwesterly corner of said swimming area; thence Easterly following the water's edge on a meandering line to the point of beginning.

- d. University of Wisconsin Swimming Area No. 4, Picnic Point Swimming Area, more particularly described as follows:

Swimming Area No. 4 in Lake Mendota lies in the Northwest ¼ section of Section 15, Town 7 North, Range 9 East, University of Wisconsin, Dane County, Wisconsin, consisting of the area enclosed by the following:

Commencing at the Northwesterly corner of the most Westerly 18 inch square concrete footing for the beach identification sign located in the neck area of Picnic Point, University of Wisconsin, Madison, Wisconsin; thence North 24°23'46" West, 32 feet to a point at the water's edge on the shore of Lake Mendota, the point of beginning Swimming Area No. 4; thence continuing North 24°23'46" West an additional 125 feet to Buoy No. 1003, the Northeasterly corner of said swimming area; thence South 65°36'14" West, 100 feet to Buoy No. 1001, the Northwesterly corner of said swimming area; thence South 24°23'46" East, 125 feet to a point at the water's edge on the shore of Lake Mendota; thence Northwesterly following the water's edge on a meandering line to the point of beginning.

- e. James Madison Park Swimming Area  
 f. Marshall Park Swimming Area  
 g. Spring Harbor Beach Swimming Area  
 h. Tenney Park Beach Swimming area  
 i. Warner Park Beach Swimming Area  
 j. Mendota Park Beach Swimming Area

2. Lake Monona.

- a. B.B. Clark Beach Swimming Area  
 b. Brittingham Beach Swimming Area  
 c. Esther Beach Swimming Area  
 d. Olbrich Park Beach Swimming Area  
 e. Hudson Beach Swimming Area  
 f. Olin Park Beach Swimming Area  
 g. Bernie's Beach Swimming Area

3. Lake Wingra.

Vilas Park Beach Swimming Area

The City of Madison and Dane County swimming areas listed above are more particularly described in diagrams and aerial photographs on file with the Wisconsin Department of Natural Resources.

- (b) The following areas, more particularly described in diagrams and aerial photographs on file with the Wisconsin Department of Natural Resources, shall be marked with regulatory markers requiring slow, no-wake speed:
1. Lake Mendota.
    - a. University Shoreline. This slow, no-wake zone extends from the shoreline into Lake Mendota a distance of 300 feet and is located between the end of Park Street and the end of Wisconsin Avenue.
    - b. Tenney Breakwater. This slow, no-wake zone includes the area bounded on the south by the base of the Tenney breakwater and a line extending from shore where the base of the breakwater meets along the breakwater and continuing along in a westerly direction to a point 785 feet from shore or 300 feet from the elbow of the breakwater, bounded on the westerly and northerly by a line forming an 800 foot radius from the Tenney lighthouse bounded on the northerly and easterly side by the shoreline. (Am. by Ord. 10,406, 3-31-92)
    - c. Marshall Lagoon (Forest Harbor) and Vicinity. This slow, no-wake zone includes what is known as the Marshall Lagoon or Forest Harbor, and the area designated the Marshall Park Mooring Field in Section 14.30(5)(c)4. of these ordinances, as well as the area adjacent to the lagoon entrance and within 300 feet of the northwesterly boundary of the mooring area which extends 634 feet out into Lake Mendota from the lagoon entrance. (Am. by Ord. 9750, 4-13-89)
    - d. Spring Harbor. This slow, no-wake zone includes what is known as Spring Harbor, as well as the area bounded by lines extending from each side of the mouth of the Harbor a distance of 200 feet from the shoreline.
    - e. Warner Park Boat Launch/Warner Breakwater. This slow, no-wake zone includes the area bounded by the Warner breakwater on the northwest and southwest, and by the shoreline on the northeast, and on the southeast by a line drawn from a starting point on shore that is 230 feet southeast of center of the breakwater where it meets the shore, extending 300 feet from shore, then from that point extending 75 feet to the northeast where it meets the southernmost tip of the breakwater. (Cr. by Ord. 10,043, 6-14-90)
    - f. Northern Lake Mendota Buoyed Channel. This slow, no-wake zone includes all the area bounded by approved channel markers in Northern Lake Mendota near Farwells Point. The size and configuration of this no-wake zone shall be established by the placement of Department of Natural Resources-approved buoys by the Dane County Sheriff's Lake Patrol or other enforcement agencies. (Cr. by Ord. 10,406, 3-31-92)
  2. Lake Monona.
    - a. Brittingham Park. This slow, no-wake zone includes all of the area of Lake Monona bounded by the shoreline adjacent to North Shore Drive on the north and northwest, by John Nolen Drive on the east, and by the Milwaukee Road railroad bridge tracks on the south and southwest, as well as the area bounded on the east by the northernmost 300 feet of the Milwaukee Road railroad tracks, by 700 feet of Brittingham Park shoreline, extending west of the beach, by a line extending 300 feet into Lake Monona, and, from the end of that line, 700 feet across the lake to the Milwaukee Road railroad tracks.
    - b. Olbrich Park Boat Launch Area. This slow, no-wake area shall include all of the area at the mouth of Starkweather Creek downstream from the Atwood Avenue bridge as well as the area bounded by lines extending from the shore of Olbrich Park bounded to the west by a line extending 100 yards south from the shoreline from a point at the intersection of the western edge of the breakwater and the shoreline and to the east by a line extending 100 yards to the south from a point on the shoreline 100 yards east of the intersection of the western edge of the breakwater and the shoreline.
    - c. Olin Park Boat Launch Area. This slow, no-wake area shall include all of the mouth of Wingra Creek downstream from the bridge at Lake Street and the area bounded on the north by a line extending 100 yards northeast from the shoreline into the waters of Lake Monona from a point on the shoreline 50 feet

northwest of the western edge of the mouth of Wingra Creek and on the south by a line extending 100 yards northeast into the waters of Lake Monona from a point on the shoreline where the eastern border of the buoyed swim area intersects the shoreline of Olin Park.

(Am. by Ord. 9481, 5-10-88)

3. a. Yahara River (Cherokee Park). This slow, no-wake zone includes all waters known as the Yahara River between the mouth of Token Creek to Highway 113.
- b. Regulation of Boats on Cherokee Lakes. Water skiing and the use of water skis, as defined by Section 14.30(2)(e), shall be prohibited at all times except Tuesday and Thursday from 1:00 p.m. to 8:30 p.m. or 30 minutes before sunset, whichever is earlier. (Am. by Ord. 10,661, 5-29-93)

(Cr. by Ord. 10,406, 3-31-92)

(Sec. 14.30(7) R. and Recreated by Ord. 7839, 10-4-82)

(8) Prohibited Operation.

Motorboat Racing. Motor boat racing is prohibited unless the race course is approved in advance by the Parks Commission. Applicants who request Parks Commission approval of motor boat racing events shall submit a detailed map showing the precise location of the proposed race course, dates for the proposed racing events, evidence of insurance coverage in the amount deemed appropriate by the Parks Commission, and other information which the Parks Commission may require. Such information shall be submitted by the applicant or by any alder at least sixty (60) days before the first proposed race day. The Parks Commission shall not approve more than five (5) days of motor boat racing in any one lake in any one season. No motor boat races shall be approved for Lake Wingra. The decision of the Parks Commission may be appealed to the Common Council by filing a written notice of appeal with the City Clerk within ten (10) days after the decision of the Parks Commission. The decision of the Parks Commission shall stand unless three-fourths (3/4) of the members of the Common Council vote to reverse it. (R. and Recreated by Ord. 7839, 10-4-82; Am. by ORD-09-00147, 11-6-09)

(9) Miscellaneous Regulations.

- (a) No Swimming from Boat to Public Swimming Area. Swimming is not permissible from any boat to a public swimming area or public boat landing, nor is swimming permitted in the Yahara River or boat channels.
- (b) No person shall operate the motor of any motorboat within the confines of the locks at Tenney Park except for the purpose of entering or leaving the lock. No provisions of this subsection shall be enforced against an alleged violator if an official sign is not in proper position and sufficiently legible to be seen by an ordinarily observant person.
- (c) No person shall smoke or have on board any boat any exposed fire or flame during the process of locking through the Tenney Park locks. No provision of this subsection shall be enforced against an alleged violator if an official sign is not in proper position and sufficiently legible to be seen by an ordinarily observant person.
- (d) Regulation of Motor Driven Boats on Lake Wingra and Part of Wingra Creek.
  1. No person shall operate a motor driven boat on Saturdays, Sundays and holidays on Lake Wingra or on Wingra Creek between the Wingra locks and the John Nolen Drive bridge over Wingra Creek, except that any person possessing a physician's statement indicating that the person is not capable of rowing or paddling a boat or canoe may operate a battery-powered electric motor at a slow-no-wake speed not exceeding five (5) miles per hour.
  2. On days when all motor driven boats are permitted, they must be operated at slow-no-wake speed not exceeding five (5) miles per hour.
  3. However, agents and employees of the City of Madison may operate all types of motor driven boats at all times for lake control or park maintenance purposes.
  4. The provision of paragraphs 1. and 2. above shall not apply to persons operating motor-driven boats used for officiating or for furnishing support or safety services for any sporting event authorized by the City. (Am. by Ord. 8672, 9-16-85)

(Sec. 14.30(12) Renumbered to (9) and Am. by Ord. 7839, 10-4-82)

(10) (R. by Ord. 7839, 10-4-82)

(11) (R. by Ord. 7839, 10-4-82)

#### 14.31 - HOUSEBOATS.

- (1) No person, firm or corporation shall locate or place or occupy any boat that is used as a place of residence on the Yahara River between Lake Monona and Lake Mendota, or on Lakes Monona or Mendota, or below high water mark of said river and lakes; and any day or part of day that such boat is so placed, located or occupied shall constitute a separate offense under this section.
- (2) Any person, firm or corporation violating the terms of this section shall be subject to a fine of not less than one dollar (\$1) nor more than two hundred dollars (\$200) for each violation thereof. (Am. by Ord. 13,760, Adopted 12-14-04)

#### 14.32 - LOCKS AT TENNEY PARK AND HENRY VILAS PARK.

The maintenance, supervision and control of the lock areas at Tenney Park and Henry Vilas Park shall be under the jurisdiction of the Madison Board of Park Commissioners.

#### 14.33 - SKIN DIVING.

- (1) No person may engage in underwater diving or swimming with the use of swimming fins or skin diving in waters other than marked swimming areas or within one hundred fifty (150) feet of shoreline, and no person may engage in underwater diving or swimming with the use of self-contained underwater breathing apparatus in waters other than marked swimming areas, unless the location of such diving or swimming is distinctly marked by diver's flag, not less than twelve (12) inches high and fifteen (15) inches long, displaying one diagonal white stripe three (3) inches wide on a red background, and of height above the water so as to be clearly apparent at a distance of one hundred (100) yards under normal conditions, and so designed and displayed as to be visible from any point on the horizon. Except in case of emergency, anyone engaging in such diving or swimming shall not rise to the surface outside of a radius of fifty (50) feet from such flag. No person engaged in such diving or swimming shall interfere with the operation of anyone fishing nor engage in such diving or swimming in established traffic lanes; nor shall any such person alone or with another, intentionally or unintentionally, block or obstruct any boat in any manner from proceeding to its destination where a reasonable alternative is unavailable. A reasonable alternative route is available when the otherwise unobstructed boat can proceed to its destination without reducing its lawful speed, by passing to the right or to the left of a marked diving operation.
- (2) Each diver engaged in underwater diving or swimming in waters other than marked swimming areas shall have an emergency self-inflatable life preserver.
- (3) No spear gun shall be loaded or able to fire except when diver is in the water.

(Sec. 14.33 Am. by Ord. 5529, 7-13-76)

#### 14.34 - WATER SKIING.

- (1) Prohibited at Certain Times; Exceptions. Except as provided in Subsection (3), no person may operate a motorboat towing a person on water skis, aquaplane or similar device unless there is in the boat a competent person in addition to the operator in a position to observe the progress of the person being towed. An observer shall be considered competent if she or he can in fact observe the person being towed and relay any signals to the operator. This observer requirement does not apply to motorboats classified as Class A motorboats pursuant to Section 14.30(8)(a) of the Madison General Ordinances actually operated by the persons being towed and so constructed as to be incapable of carrying the operator in or on the motorboat. (Am. by ORD-14-00012, 1-14-14)
- (2) Water skiing, aquaplaning or similar activity shall be prohibited from one-half hour (30 minutes) before sunset until one-half hour (30 minutes) after sunrise.
- (3) Water Exhibition Regulations. Subsection (1) does not apply to duly authorized water ski tournaments, competitions,

exhibitions or trials therefore, where adequate lighting is provided. No person shall conduct or participate in a water ski tournament, competition, exhibition or trial therefore unless approved by the Parks Commission. Applicants for Parks Commission approval shall supply the Parks Commission with information including the exact days and hours proposed, a map detailing the precise location of the area of the lake to be used, detailed plans for marking the proposed water exhibition restricted area with buoys and/or waterway markers, insurance coverage, and other information which the Parks Commission may require. During the hours when exclusive use of a water exhibition area for a water ski tournament, competition, exhibition or trial has been approved, the use of the waters designated and marked by other than law enforcement officers and participants in the approved activity, is prohibited. (Am. by Ord. 7769, 7-16-82)

- (4) Careful and Prudent Operation. A person operating a motorboat having in tow a person on water skis, aquaplane or similar device shall operate such boat in a careful and prudent manner and at a reasonable distance from persons and property so as not to endanger the life or property of any person.
- (5) Restriction. No boat towing persons engaged in water skiing, aquaplaning or similar activity on any lake shall engage in such activity within one hundred (100) feet of any occupied, anchored boat or marked swimming area or public boat landing, except where pickup and drop areas are established and marked with regulatory markers.

(Sec. 14.34 Am. by Ord. 5529, 7-13-76)

#### 14.35 - BULKHEAD LINE FOR LAKE MENDOTA IN THE JAMES MARSHALL PARK AREA.

A bulkhead line is established as follows: Off the shore of Lake Mendota in the southwest quarter of the southwest quarter of Section 7, Town 7 north, Range 9 east, in the City of Madison, Dane County, Wisconsin, described as follows:

Beginning at the southwest corner of Section 7, Town 7 north, Range 9 east, thence south 0 degrees 24 minutes 10 seconds west, 302.3 feet; thence north 76 degrees 16 minutes east, 1245.7 feet; thence north 21 degrees 37 minutes west, 56 feet more or less to the center of a Madison Metropolitan Sewerage District Manhole; thence north 40 degrees 54 minutes west, 431 feet to the center of a manhole; thence south 76 degrees 28 minutes west, 164 feet to the center of a manhole; thence north 35 degrees 10 minutes west, 200 feet to a point on the center line of a sanitary sewer; thence north 54 degrees 50 minutes east, 8 feet to the point of beginning, on the ordinary high water line, of the following described bulkhead line.

The bulkhead line is described as commencing at the mentioned high water mark, thence north 5 degrees 10 minutes west, 14 feet; thence north 35 degrees 10 minutes west, 77.9 feet; thence north 17 degrees 41 minutes west, 50 feet; thence north 30 degrees 55 minutes west, 38.1 feet; thence north 43 degrees 49 minutes west, 55 feet; thence north 33 degrees 20 minutes west; 150 feet; thence north 39 degrees 31 minutes west, 65 feet; thence north 33 degrees 20 minutes west, 110 feet; thence north 24 degrees 44 minutes west, 90 feet; thence north 54 degrees 40 minutes west, 10 feet to the high water line and point of exit.

(Am. by Ord. 4390, 1-20-73)

#### 14.36 - BULKHEAD LINE FOR LAKE MENDOTA IN THE WARNER PARK AREA.

A bulkhead line is established as follows: Off the shore of Lake Mendota in the northwest quarter and the southwest quarter of Section 36, Town 8 north, Range 9 east, in the City of Madison, Dane County, Wisconsin, described as follows:

Commencing at the most southerly corner of Lot 22, Mendota Hills Subdivision, a recorded plat in the northwest quarter of Section 36, Town 8 north, Range 9 east, City of Madison, Dane County, Wisconsin; thence south 39 degrees 1 minute 0 seconds east, 100.85 feet along the southwest line of said plat; thence south 50 degrees 59 minutes 0 seconds west, 170 feet to the southwest right-of-way line of Woodward Drive as presently located; thence south 38 degrees 29 minutes 0 seconds east, 494.70 feet along the said southwest line of Woodward Drive to the southeast line of the property owned by Frank A. Ross as described in Vol. 604 of Deeds, page 38, and recorded in the Dane County Register of Deeds Office; thence south 39 degrees 8 minutes 0 seconds west, 157.60 feet along the last mentioned southeast property line; thence south 45 degrees 10 minutes 0 seconds west, 57 feet to the high water line of Lake Mendota and the point of beginning of the Bulkhead Line "A" to be described; thence south 45 degrees 58 minutes 45 seconds east, 50.01 feet; thence south 40 degrees 15 minutes 34 seconds east, 50.16 feet; thence south 47 degrees 36 minutes 13 seconds east, 62.07 feet; thence south 43 degrees 19 minutes 33 seconds east, 38.01 feet; thence south 64 degrees 37 minutes 56 seconds east, 53.14 feet; thence south 44 degrees 50 minutes 0 seconds east, 50 feet; thence south 32 degrees 22 minutes 30 seconds east, 44.04 feet; thence south 37 degrees 4 minutes 5

seconds east, 33.30 feet; thence south 47 degrees 13 minutes 9 seconds east, 84.07 feet; thence south 41 degrees 58 minutes 15 seconds east, 50.06 feet; thence south 47 degrees 41 minutes 45 seconds east, 40.05 feet; thence south 40 degrees 15 minutes 34 seconds east, 50.16 feet; thence south 36 degrees 18 minutes 9 seconds east, 50.56 feet; thence south 43 degrees 6 minutes 54 seconds east, 50.02 feet; thence south 35 degrees 44 minutes 35 seconds east, 50.64 feet; thence south 57 degrees 38 minutes 15 seconds east, 11.28 feet; thence south 89 degrees 50 minutes 0 seconds east, 12.73 feet; thence north 66 degrees 1 minute 16 seconds east, 11.24 feet; thence north 40 degrees 46 minutes 5 seconds east, 6.52 feet to the high water line of Lake Mendota and the end of Bulkhead Line "A" hereinafter referred to as point "A"; also

Commencing at Point "A" as described above; thence south 36 degrees 52 minutes 33 seconds east, 46.95 feet to the high water line of Lake Mendota and the point of beginning of Bulkhead Line "B"; thence south 11 degrees 48 minutes 34 seconds east, 35.78 feet; thence south 45 degrees 58 minutes 45 seconds east, 25 feet; thence south 56 degrees 8 minutes 36 seconds east; 25.50 feet; thence south 34 degrees 37 minutes 46 seconds east, 101.61 feet; thence south 17 degrees 3 minutes 50 seconds east, 37.59 feet; thence south 34 degrees 15 minutes 4 seconds east, 37.27 feet; thence south 36 degrees 24 minutes 25 seconds east, 50.64 feet; thence south 41 degrees 53 minutes 27 seconds east, 51.66 feet; thence south 20 degrees 11 minutes 30 seconds east, 12.09 feet; thence south 33 degrees 19 minutes 32 seconds east, 38.21 feet; thence south 44 degrees 0 minutes 57 seconds east, 52.20 feet; thence south 30 degrees 10 minutes 45 seconds east, 50.06 feet; thence south 26 degrees 10 minutes 15 seconds east, 50.01 feet; thence south 31 degrees 19 minutes 15 seconds east, 50.12 feet; thence south 26 degrees 10 minutes 15 seconds east, 50.01 feet; thence south 25 degrees 1 minute 34 seconds east, 25.02 feet; thence south 37 degrees 31 minutes 14 seconds east, 25.40 feet; thence south 35 degrees 17 minutes 11 seconds east, 50.49 feet; thence south 34 degrees 9 minutes 34 seconds east, 50.36 feet; thence south 26 degrees 10 minutes 15 seconds east, 150.03 feet; thence south 19 degrees 20 minutes 49 seconds east, 50.49 feet; thence south 2 degrees 44 minutes 34 seconds east, 50.16 feet; thence south 17 degrees 6 minutes 46 seconds east, 50.80 feet; thence south 35 degrees 40 minutes 28 seconds east, 10 feet to the high water line of Lake Mendota and the end of the Bulkhead Line "B" as described. Last mentioned point being south 82 degrees 13 minutes 44 Seconds east, 682.99 feet of the most westerly corner of Lot 18, Block 10, Seventh Addition to Brentwood Village, a recorded plat the southeast quarter of said Section 36.

(Cr. by Ord. 4651, 8-2-74)

#### 14.37 - BULKHEAD LINE FOR MONONA BAY IN THE BRITTINGHAM PARK AREA.

A bulkhead line is established as follows: Off the shore of Monona Bay in the south half of Section 23, Town 7 north, Range 9 east, in the City of Madison, Dane County, Wisconsin, described as follows:

Commencing at a City of Madison concrete monument with brass cap marking a Meander Corner for the east quarter corner of Section 23, Town 7 north, Range 9 east, City of Madison, Dane County, Wisconsin. Said Meander Corner having Wisconsin State Plane coordinates of north 390,178.09, east 2,164,555.21 and located north 00 degrees 30 minutes 09 seconds east, 521.8 feet from the true east quarter corner of said Section 23; thence south 36 degrees 51 minutes 25 seconds west, 2,272.56 feet to the high water line of Monona Bay (City of Madison elevation 0.00 U.S.G.S. elevation 845.60) and the point of beginning of the bulkhead line off the north shore of Monona Bay. Said point of beginning having Wisconsin State Plane Coordinates of north 388,359.7360, east 2,163,192.0865; thence north 84 degrees 59 minutes 37 seconds west, 61.72 feet; thence south 69 degrees 14 minutes 42 seconds west, 94.02 feet; thence south 55 degrees 06 minutes 39 seconds west, 216.99 feet; thence south 45 degrees 58 minutes 42 seconds west, 107.89 feet; thence south 77 degrees 01 minutes 20 seconds west, 191.86 feet; thence south 77 degrees 29 minutes 19 seconds west, 18.25 feet; thence north 83 degrees 04 minutes 59 seconds west, 97.28 feet; thence north 66 degrees 17 minutes 47 seconds west, 133.00 feet; thence north 53 degrees 41 minutes 55 seconds west, 89.12 feet; thence north 57 degrees 35 minutes 47 seconds west, 239.80 feet; thence north 60 degrees 27 minutes 53 seconds west, 120.00 feet; thence north 67 degrees 08 minutes 31 seconds west, 103.20 feet; thence north 74 degrees 15 minutes 05 seconds west, 91.62 feet; thence north 83 degrees 19 minutes 19 seconds west, 145.10 feet; thence south 88 degrees 56 minutes 31 seconds west, 182.52 feet; thence south 71 degrees 50 minutes 36 seconds west, 128.16 feet; thence south 72 degrees 32 minutes 00 seconds west, 81.20 feet; thence south 51 degrees 49 minutes 09 seconds west, 190.07 feet; thence south 26 degrees 17 minutes 09 seconds west, 166.61 feet; thence south 16 degrees 07 minutes 04 seconds west, 98.25 feet; thence south 61 degrees 28 minutes 48 seconds west, 54.51 feet; thence north 83 degrees 43 minutes 03 seconds west, 89.87 feet; thence north 84 degrees 49 minutes 12 seconds west, 91.66 feet; thence south 89 degrees 45 minutes 23 seconds west, 78.03 feet; thence south 69 degrees 31 minutes 13 seconds west, 71.33 feet; thence south 41 degrees 57 minutes 59 seconds west, 129.06 feet; thence south 30

degrees 48 minutes 05 seconds west, 120.56 feet; thence south 01 degrees 24 minutes 48 seconds west, 146.49 feet to the high water line of Monona Bay (City of Madison elevation 0.00 U.S.G.S. elevation 845.60) and the end of the bulkhead line as described. Last mentioned point having Wisconsin State Plane Coordinates north 387,664.9931, east 2,160,500.6933.

(Cr. by Ord. 5498, 6-3-76)

#### 14.38 - BULKHEAD LINE FOR NORTH SHORE OF LAKE MONONA AT SOUTH BLOUNT STREET.

A bulkhead line is established along the north shore of Lake Monona adjacent to blocks 126 and 127 and South Blount Street all in the Original Plat of the City of Madison, Dane County, Wisconsin located in the Southeast ¼ of Section 13, Town 7 North, Range 9 East, City of Madison, Dane County, Wisconsin more fully described as follows:

Commencing at the most Northerly corner of Block 126 Original Plat of the City of Madison; thence South 44 degrees 29 minutes 15 seconds East, 257.07 feet along the Northeast line of said Block 126; thence South 22 degrees 36 minutes 55 seconds West, 66.71 feet to the ordinary high water mark of Lake Monona adjacent to said Block 126 (0.22 City of Madison datum; 845.82 U.S.G.S. datum) and the point of beginning of the Bulkhead line for the North shore of Lake Monona herein established; thence North 58 degrees 30 minutes 42 seconds East, 199.33 feet to the ordinary high water mark of Lake Monona adjacent to Block 127, said Original Plat of the City of Madison and the end of the Bulkhead line herein established.

(Cr. by Ord. 6631, 5-24-79)

#### 14.39 - WATERWAYS AND SHORELINE RESTRICTIONS FOR SPECIAL EVENTS.

- (1) No person shall enter an area that is marked with "restricted area" waterway markers in the waters under the control of the City of Madison when a resolution has been passed by the Common Council prohibiting such entry, except as provided in Subsection 2. The resolution shall state the date, time, and location regarding when and where this restriction will be in effect. This restriction may remain in effect for a period not to exceed fourteen (14) days. This restriction will be posted at all public access points when in effect.
- (2) Beginning at Midnight on August 22, 2002, until 6:00 a.m. August 25, 2002, Olin Beach, Olin Boat Launch and the Olin Park shoreline will be closed. Additionally, nine hundred (900) feet of shoreline from Wingra Creek to Turville Woods and extending out one hundred fifty (150) feet from said shoreline will also be closed and marked as "restricted areas" in conjunction with the Madison Blues Festival.

(Cr. by Ord. 13,128, 8-24-02)

#### 14.40 - 14.44 - RESERVED FOR FUTURE USE.

#### 14.45 - PENALTY.

- (1) Any person violating any provision of Section 14.30(5) shall forfeit not more than one hundred dollars (\$100). Any person violating any other provision of Section 14.30 or any provisions of Sections 14.31-14.34 of this chapter for which a penalty is not provided by Section 14.45(2) or (3) shall forfeit not more than one hundred dollars (\$100). (Am. by Ord. 12,130, 5-18-98; Ord. 13,760, Adopted 12-14-04)
- (2) Any person violating Wis. Stats. §§ 30.67(1) or 30.68(1) or (2) shall be fined not more than \$200. Any person violating Wis. Stat. § 30.68 shall be required to obtain a certificate of satisfactory completion of a safety course under Wis. Stat. § 30.74(1). Any person violating Wis. Stat. § 30.67(2) shall forfeit not more than \$200.
- (3) Any person violating Wis. Stat. § 30.71 or any rule promulgated under that section shall forfeit not more than \$100 for the first offense and shall forfeit not more than \$200 upon conviction of the same offense a second or subsequent time within one year.

(Am. by Ord. 7840, 10-4-82)

#### CHAPTER 16 - GENERAL PLANNING