

ORDINANCE NO. 92-03

TOWN OF SCHLESWIG, MANITOWOC COUNTY, WISCONSIN

AN ORDINANCE TO PROHIBIT THE LOCATION OR MAINTENANCE OF AERATING DEVICES OR CIRCULATING PUMPS IN WATERS WITHIN TOWN OF SCHLESWIG

RECITALS

The Town of Schleswig contains several lakes which are used for recreational purposes on a year-round basis.

The Town Board deems it appropriate to encourage the use of rivers & lakes in a safe manner for the safety, health, and welfare of the citizens of the Town of Schleswig.

The Town Board deems the location or installation of circulating pumps or aerating devices in the lakes^{& rivers} in the Town of Schleswig likely to cause conditions contrary to the safety, health, and welfare of the citizens of the Town of Schleswig.

NOW, THEREFORE, pursuant to its village powers and in the interest of the health, safety, and welfare of the citizens of the Town of Schleswig, the Town Board of the Town of Schleswig do ordain as follows:

1. DEFINITIONS. The following words shall have the following definitions:

1.1 "Aerating device" means an apparatus that supplies or charges water with air.

1.2 "Circulating pump" means a pump or other mechanized apparatus designed to pump and circulate water or functions by pumping and circulating water.

1.3 "Person" means a natural person, partnership, corporation, association, municipality, or governmental unit.

2. PROHIBITION. No person shall locate or maintain or cause, allow, or permit any person to locate or maintain a circulating pump or an aerating device within the waters of the Town of Schleswig.

3. PENALTY. Any person who shall violate any portion of this Ordinance, upon conviction of such violation, shall remove the apparatus and in addition shall be subject to the penalty provisions of Section 25.04 of the Code of Ordinances of the Town of Schleswig.

4. SEPARABILITY. If any portion of this Ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such determination shall not affect the validity of any other portion hereof.

Adopted: 12th day of November, 1992

TOWN OF SCHLESWIG:

By: Melvin Waack
Melvin Waack, Chairman

By: Eugene Schnell
Eugene Schnell, Clerk

Posted Nov. 14, 1992