

ORDINANCE NO. 1-21
AN ORDINANCE REGULATING CERTAIN ACTIVITIES IN TOWN PARKS AND ON TOWN PROPERTY

The Town Board of the Town of Liberty Grove, Door county, Wisconsin, pursuant to Section 60.22(1), Wisconsin Statutes, does hereby ordain as follows:

Ordinance 1-85 is hereby repealed.
Ordinance 3-86 is hereby repealed.
Ordinance 6-05 is hereby repealed.
Ordinance 1-16 is hereby repealed
Ordinance 1-17 is hereby repealed
Ordinance 3-19 is hereby repealed

Sec. 1. Purpose.

To enact an ordinance regulating certain activities in Town parks and on Town property of the Town of Liberty Grove, Door County, Wisconsin, in order to enhance and promote to the fullest the public's use, enjoyment, safety of such designated areas.

Sec. 2. Definitions.

- (a) "Dog" means any canine regardless of age or sex.
- (b) "Cat" means any feline regardless of age or sex.
- (c) "Town Park" means any Town Park, property or launch ramp, including, but not limited to the parks known as: Mariner Park at Gills Rock, Ellison Bay Community Center; Fitzgerald, Sand Bay, Porte Des Morts, Will's Park, Hotz Memorial, Grand View, Wisconsin Bay Town Park; and the Ellison Bay, North Bay, Garrett Bay and Europe Lake launch ramps.
- (d) "Town Property" means any property, land or building, owned by or under the jurisdiction of the Town in addition to "Town Parks" as defined in subsection (c) above.
- (e) "Alcohol Beverages" means fermented malt beverages and intoxicating liquor as defined in Chapter 125, Wis. Stats., which definitions are adopted herein by reference.
- (f) "Personal effects" includes but is not limited to watercraft, trailers, vehicles, recreational equipment, and other items that are not the property of Liberty Grove.
- (g) "Private Enterprise" means any entity either individually owned and operated or owned and operated by a corporation for profit or not-for-profit.

Sec. 3. Curfew.

No person may enter, use, leave personal effects at, or remain in any Town Park in the Town of Liberty Grove between the hours of 10:00pm and 6:00am., for any purpose, without the written permission of the Town Board of Supervisors of the Town of Liberty Grove or their designee. This section does not apply to seasonal/transient dockage.

Sec. 4 Dogs/Cats.

No cats shall be allowed in any Town Park at any time. Dogs are allowed in Town parks and launch areas on leash only and are not allowed on the beach areas.

Sec. 5. Alcohol Beverages.

No alcohol beverages shall be consumed by any person in any Town Park between the hours of 10:00 pm and 6:00 am without the written permission of the Liberty Grove Town Board.

Sec. 6. Launching and Storing of Boats.

- (a) No agent or employee of the Town shall participate in the launching, retrieving, loading, or mooring of any watercraft.
- (b) No motorboat, sailboat, canoe, kayak, launch or any other boat or watercraft or equipment of any kind shall be parked, left unattended, stored or kept upon property of the Town, including any Town Park as specified above, other than in designated parking areas, such areas and times to be specified by written permission of the Town Board or its designee. Any watercraft or equipment left on Town property unattended or after the hours specified in Section 3 of this ordinance shall be subject to removal, towing charges, and fines to be paid by the owner as written in Section 9 of this ordinance.

Sec. 7. Rental of Town Parks other than Ellison Bay Community Center.

Rental of the following parks is permitted by written permission of the Town Board of Supervisors of the Town of Liberty Grove or their designee: Gills Rock Park, Wills Park, Mariner Park at Gills Rock, and Fitzgerald Park. These parks will remain open to the public for general use. Fees to rent these parks applies and are listed in the Town's current fees schedule.

Sec. 8. Operation and Launching of Boats in Ellison Bay Community Center.

No person shall operate or launch any motorboat, sailboat, canoe, launch or any other boat or watercraft of any kind within the swimming area of the Ellison Bay community Center. The swimming area is defined as the area bounded by the Community Center dock, a line from the northern tip of said dock in an easterly direction for a distance of 100 feet, thence southeast to the eastern edge of the Town of Liberty Grove property line, then west along the beach to the aforementioned Community Center dock.

Sec. 9. Private Enterprise Operations

- (a) Private enterprises as defined in Section 2(g) above shall not conduct any business in Town parks or in or on Town property except as provided in subsection (b) of this Section below.
- (b) Private enterprises as defined in Section 2(g) above may operate aquatic enterprises as outlined in Ordinance 5-05 in Town parks or in or on Town property provided all the necessary permits and proof of insurance are demonstrated and provided further that such private enterprise obtains the express written permission of the Town Board.

Sec. 10. Enforcement.

- (a) This ordinance may be enforced by the issuance of a citation to any violator of this ordinance by any Sheriff or Deputy Sheriff of the County of Door, State of Wisconsin, by any State of Wisconsin officer with police powers.
- (b) In the alternative, any forfeitures imposed by this ordinance may be sued for and recovered pursuant to Chapter 778, Wis. Stats., in the name of the Town of Liberty Grove.

Sec. 11. Penalties.

Penalties for violations of provisions of this ordinance shall be not less than \$50 nor more than \$300 plus the costs and disbursements of prosecution, for any violation which occurs under the terms of this ordinance. Each violation of any section constitutes a separate offense.

Sec. 12. Conflicting Ordinances.

All ordinances in whole or in part of the Town of Liberty Grove which conflict with provisions of this ordinance are hereby repealed.

Sec. 13. Severance Clause.

If provisions of this ordinance are declared to be severable, and if any section, sentence, clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses or phrases of the ordinance.

Adopted at a regular meeting of the Liberty Grove Town Board on March 17, 2021.

Motion to adopt: Lowry Second: Covotsos. Vote: 5 aye 0 nay.

I, Anastasia Bell, Clerk/Treasurer of the Town of Liberty Grove, Door County Wisconsin hereby certify that the above is a true and correct copy of an ordinance which was adopted at a properly noticed meeting of the Liberty Grove Town Board on the 17th day of March, 2021.

Dated this 17th day of March, 2021.

Anastasia Bell, Clerk/Treasurer