

ORDINANCE NO. 2009 - 01

ESTABLISHING BOAT LAUNCH USER FEES

THE COMMON COUNCIL OF THE CITY OF PESHTIGO DO ORDAIN AS FOLLOWS:

Section 12-1-9 of Title 12 of the Peshtigo Municipal Code is created to read:

SEC. 12-1-9 BOAT LAUNCH USER FEES

(A) Boat Launch User Fees.

- (1) *Permit required.* Between April 1 and December 1 of each year NO PERSON shall use any City of Peshtigo owned or operated boat launch facility for launching of any trailered watercraft without having an **annual** or **daily** launching permit therefor. The City Boat Launch facilities are located at Riverfront Park and Peshtigo River Landing (City Garage). The annual permits shall be sold through the Peshtigo Parks and Recreation Department and shall be valid from April 1 of the year of purchase to December 1st of the same year. The daily permit shall be sold through "self" registration at each Boat Launch site.
- (2) *Fees.* The **annual** launching permit fee shall be \$12.00 for residents of the City of Peshtigo and \$18.00 for non-residents of the City of Peshtigo. The **daily** launching permit fee shall be \$3.00 for all persons.
- (3) *Permit to be displayed.* **Annual** Permits shall be affixed to the tongue of the trailer used to transport watercraft to the launch facility. **Daily** launch permits shall be prominently placed and displayed on the windshield of the drivers side of the vehicle used to transport the watercraft. All vehicles with boat trailers parked in boat launch areas shall have affixed thereto either an **annual** or **daily** permit.
- (4) *Owner's Responsibility.* If any vehicle with a boat trailer that has used a city boat launch is parked in violation of this Ordinance and the identity of the driver cannot readily be determined, the owner in whose name the vehicle is registered shall be held prima facie responsible for such violation.
- (5) *Enforcement.* The Peshtigo Police Department shall enforce this Ordinance. Violators will be issued citations to be attached to the vehicle parked in violation.

- (6) *Penalties.* The first offense penalty for violation of the Ordinance shall be \$25.00. The penalty for any subsequent offense shall be \$50.00. In the event the penalty is not paid within thirty (30) days of issuance of the citation the penalty shall double.

In addition city officials are duly authorized and directed to use the procedures provided for in Wis. Stats s.s. 345.28 and to take all actions under said section with regard to suspension of the registration of motor vehicles involved with unpaid citations.

- (7) *Alternate procedure.* In lieu of the foregoing provisions, a person who has been issued a citation for violation of this section may request a hearing regarding such violation. The person shall be issued a summons and citation and such proceeding shall thereafter be governed by Wis. Stats. s.s. 345.34 to 345.47.

- (8) *Use of launch user fee revenue.* The net revenue resulting from the sale and enforcement of launch user fee permits, after the deduction of the cost of collection, enforcement, administration and operation shall be used to establish, maintain and improve boat launch facilities in the City of Peshtigo.

(B) This Ordinance shall be effective upon passage and publication

Adopted this 5th day of May 2009.

OFFERED BY:

Kevin Larch

SECONDED BY:

[Signature]

APPROVED:

Thomas Stroup
Mayor

ATTEST:

Mary Ann Wells
City Clerk-Treasurer