



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Scott Hassett, Secretary

101 S. Webster St.
Box 7921
Madison, Wisconsin 53707-7921
Telephone 608-266-2621
FAX 608-267-3579
TTY 608-267-6897

December 26, 2007

Alfred Krause, Chairman
Gwen Holtz, Clerk
Town of Oconto Falls
8702 Holtz Road
Oconto Falls WI 54154

WDNR Program ID # 2386
Oconto County
Town of Oconto Falls

Subject: Waterway Marker Permit Amendment Approval – Oconto River

Dear Mr. Krause and Ms. Holtz;

The Department of Natural Resources (DNR) acknowledges receipt of a waterway marker permit application for the placement of one "Slow-No-Wake" sign on the Highway 32 Bridge that crosses over the Oconto River, and seven (7) "Slow-No-Wake" waterway marker placements in the Oconto River, as identified in the enclosed photocopied documents. This permit application and attachments, is considered an amendment to the permit this department, issued and approved in May 1992, for the placement of this sign and six similar waterway markers in the Oconto River. In May 1992, the department assigned the DNR program identification number 2386 to the permit application and permit, and I am assigning the same program identification number to this waterway marker permit amendment.

The DNR approves the placement of the original six markers, and one additional waterway marker to the original permit. This permit amendment, expands the distance of the "Slow-No-Wake" zone by ½ mile as measured east from the Highway 32 bridge. This expansion is identified and authorized in the Town of Oconto Falls Ordinance 4, as adopted by the Town Board on July 7, 2007. Ordinance #4 is a modification to Ordinance #3B, adopted by the Town in April 1992, which initially established this "Slow-No-Wake" boating area on the Oconto River in the Town of Oconto Falls.

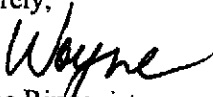
The authority for the placement of the waterway markers is vested in the local authority, which is the Town of Oconto Falls. Since the Town, is also the applicant, it is responsible for the placement, maintenance and upkeep of the markers. The Town is responsible for ensuring the waterway markers are placed in the locations as identified on the one page map which is an attachment to the permit application.

The authorized placement of the markers begin 200 feet east of the Highway 32 Bridge, and then are expected to be placed at 450 foot intervals from the first marker and from each subsequent marker. The last marker location placement is expected to be approximately one-half mile east of the Highway 32 Bridge, and approximately 100 feet east of the Highway K Bridge.

This permit copy and map attachment, along with this approval letter, should be kept in the official records of the Town of Oconto Falls. These photocopies are to provide evidence of compliance with State law, and be available to satisfy any public records information requests submitted by the general public.

If you have any questions about this waterway marker permit approval or any corrections are necessary, please contact Recreation Safety Warden Jeremy Cords at 920-662-5129, or call me at 608-266-2203.

Sincerely,



Wayne Ringquist
Recreation Enforcement & Education Section
Bureau of Law Enforcement

Enclosures

Cc: RSW Jeremy Cords - NER
Michael Stahl - Oconto County Warden - Oconto Falls

Notice: Collection of this information is authorized under s. NR 5.09, Wis Admin. Code. Failure to provide this information may result in removal of waterway markers. Personal information collected will be used to administer the Waterway Marker Permit program and may be provided to requesters as required by Wisconsin's Open Records law [ss. 19.31-19.39, Wis. Stats.].

Instructions: Refer to instructions and requirements on the back of this form. Complete this form and send to your local conservation county warden.

ID No. 2386 Region NER Placement Discontinue Change

Jurisdiction
 City Town Village of Oshto Falls County of Oshto Wisconsin.

Section 1: Applicant **Section 2: Property Owner**

Applicant Name <u>Town of Oshto Falls</u>			Property Owner Name <u>Town of Oshto Falls</u>		
Street Address <u>8702 Natz Rd</u>			Street Address <u>8702 Natz Rd</u>		
City <u>Oshto Falls</u>	State <u>WI</u>	ZIP Code <u>54154</u>	City <u>Oshto Falls</u>	State <u>WI</u>	ZIP Code <u>54154</u>
Telephone Number (include area code) <u>920-848-2546</u>			Telephone Number (include area code) <u>920-848-2546</u>		

Name of lake or body of water on which buoys are to be placed
Oshto River

I consent to the placement of water marker(s) adjacent to the waters of my private property.

Location of Marker(s) <u>Town of Oshto Falls</u>	Section <u>19</u>	Township <u>28N</u>	Range E/W <u>19E</u>	Signature of Authorized Representative <u>Walter Holtz</u>	Date Signed
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Type of Marker(s)	Qty.	Type of Marker(s)	Qty.	Message on Marker	Name of Beach
Aid to Nav. Center		Boat Excluded			
Aid to Nav. Red		Swim Area		SWIM AREA	
Aid to Nav. Green		Controlled Area	<u>7</u>	<u>Slow no wake</u>	
Mooring		Hazard Warning			
Non-standard or signs		Informational			

Describe:
1 on Bridge - Slow no wake

Attach diagrams and maps showing the proposed location of the marker(s). Identify the exact location of the water marker(s) in distance from one or more fixed objects, whose location is known or provide the GPS coordinates of the marker(s) placement.

The above information provided in support of the application for placement of water marker(s) is true and correct.

Applicant (Printed Name) WALTER HOLTZ Signature of Applicant (Authorizing Representative) Walter Holtz Date Signed 7-9-07

Section 3: Local Government Authorization

Approved -- The above named applicant may place and maintain, subject to DNR approval, the above described marker(s).
 Disapproved -- The placement of the described marker(s) may not take place.

Name of Local Government or State Agency Town of Oshto Falls Restrictions None Yes - List restrictions:

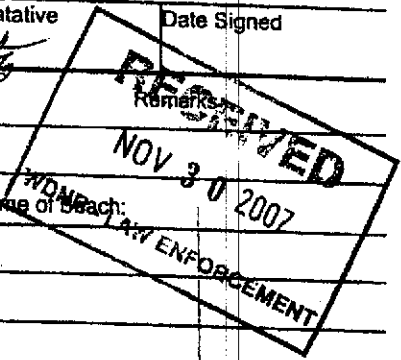
Approved By (Printed Name) WALTER HOLTZ Title supervisor Approved By (Signature) Walter Holtz Date Signed 7-9-07

DNR Use Only

Warden's Recommendation Approved Disapproved Warden's (Printed Name) Michael Stahl Recreation Safety Warden Approved Disapproved

Ordinance on File Yes No Not Required Signature [Signature] Date Signed 11/21/07

Warden's Signature [Signature] Date Signed 11/21/07 Bureau of Law Enforcement Approved Disapproved Signature [Signature] Date Signed 11-21-07



General Information

The WATERWAY MARKER APPLICATION AND PERMIT, Form 8700-58, is an application to place waterway markers. When fully completed, it becomes a permit to place the markers, or a notice of discontinuing placement of markers or a notice of a change in the placement of markers in a previous permit.

The municipality having jurisdiction over the water where the markers are placed must approve the permit issuance. The Department of Natural Resources (DNR) must approve the application prior to it becoming effective.

AIDS TO NAVIGATION and REGULATORY MARKERS (Boat Excluded, Controlled Area, Hazard Warning and Informational markers) may not be placed in Wisconsin waters until the permit application has been completed and this form has been approved by the DNR.

MOORING BUOYS may or may not need Department approval or SECTION 3 completed depending on the criteria in s. 30.772, Wis. Stats., or the existence of an approved mooring ordinance.

Generally, only municipalities may be the applicant for Aids to Navigation, Controlled Area and Boat Excluded markers.

EXCEPTION: Swimming area buoys can be approved for placement in conjunction with bathing beaches operated by resorts, clubs, civic organizations where they are open to the public or used by large numbers of people.

Municipalities, individuals, resorts, clubs, civic organizations, etc. may be the applicant for Hazard Warning and Informational markers.

Municipalities may contract with individuals, clubs and other organizations to buy, maintain and place Aids to Navigation and regulatory markers. The municipality maintains responsibility.

For unique circumstances, check with your local DNR Warden or your DNR Regional Recreation Safety Warden.

Instructions For Completing the Form

Indicate if application and permit is for a first time placement; a discontinuation, or a change of a current permit.

Jurisdiction - Identify the (City, Town or Village) of (Name of Municipality) having jurisdiction over the water and the County of (Name of County) where the markers will be or are currently located.

Section 1 - Applicant and Section 2 - Property Owner

If the applicant or property owner is a municipality, business, club, etc., use this name in the "Applicant's Name" block. Name of Waterbody and Location of Marker(s) must be completed.

Section 2 - Property Owner

Must be completed depending on the type of markers the permit is an application for.

Type of Markers and Quantity

1. Locate the type of markers and fill in the quantity.
2. Provide the message to be placed on the marker if the markers are Controlled Area, Hazard Warning or Informational.
3. Remarks: Indicate if the marker is a sign or buoy or has unique characteristics.
4. Describe the exact message that will be written on the marker if non-standard or sign(s).

Section 3 - Local Government Authorization

Must be completed by an officer or representative of the local government or State Agency with local jurisdiction. Approval signature must be an officer of the local jurisdiction even if applicant and local jurisdiction are the same governing body.

Diagram(s) and Map(s) must:

1. Allow a person to locate where the markers are placed or will be placed.
2. Show the relation of the markers from some fixed reference point. Distances in feet must be shown from fixed reference point(s) and in relation to each marker.
3. Show the relationship of the markers to other riparian owners, significant objects and water areas.
4. Must be as accurate as possible. GPS or Land coordinates of each marker are preferred.

Upon completion of Section 1 and 2 (if necessary), forward the application to your local municipality for completion of Section 3. They must then forward it to the Department of Natural Resources.

If you have problems completing this form, consult with your local Warden or your Recreation Safety Warden.

TOWN OF OCONTO FALLS

ORDINANCE 4

AN ORDINANCE TO REGULATE BOATING UPON THE WATERS OF THE OCONTO RIVER AND PRESCRIBING PENALTIES FOR VIOLATION THERE OF.

The Town Board of the Town Oconto Falls, County of Oconto, Wisconsin, do ordain as follows:

Section I. **Applicability and Enforce**

(a) The provisions of this ordinance shall be enforced by the law enforcement officers of the Oconto County Sheriff's Department, along with any and all other State Law Officers authorized by law to enforce the same.

Section II **Intent**

The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interests, and the capability of the water resources

Section III **State Boating and Safety Laws Adopted**

State boating laws as found in ss. 30.50 to 30.71, Wis. Stats., are adopted by reference.

Section IV **Definitions**

(a) "Slow-no-wake" means that speed at which a boat moves as slowly as possible while still maintaining steering control

Section V **Controlled Area**

No person shall operate a boat faster than slow-no-wake in the waters of the Oconto River beginning at Hwy 32 Bridge for 1/2 mile East, also County K Bridge 200ft West and 100ft East of the bridge at any time.

Section VII Penalties


Wisconsin state boating penalties as found in Wis. Stat. 30.80, and deposits as established in the Uniform and Bail Schedule established by the Wisconsin Judicial Conference, are hereby adopted by reference and all references to fines amended to forfeitures and all references to imprisonment deleted.

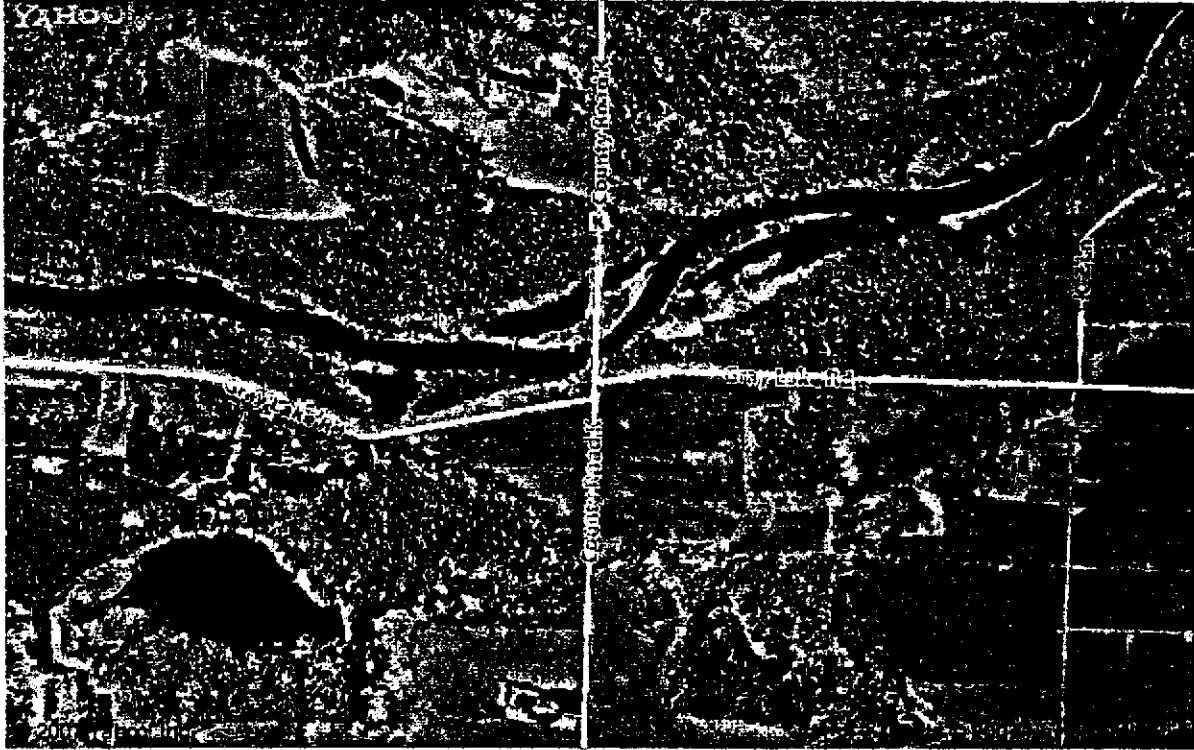
Section VIII Severability

The provisions of this Ordinance shall be deemed severable and it is expressly declared that the Town Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected.

Section IX Effective Date

This section will effective upon passage and the day after publication.
Passed this 9th day of July, 2007.

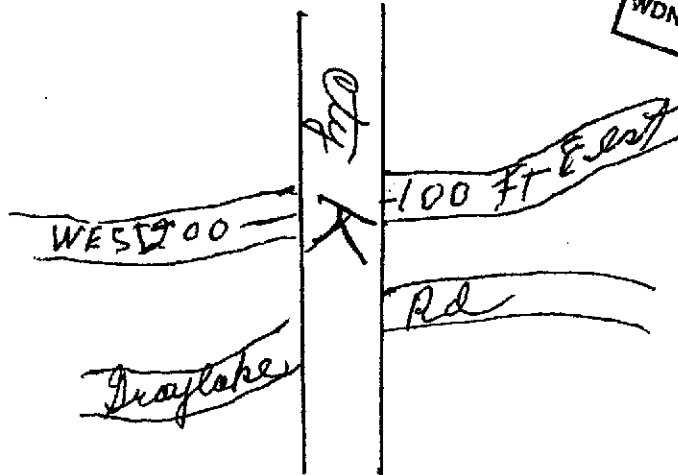

Chairman

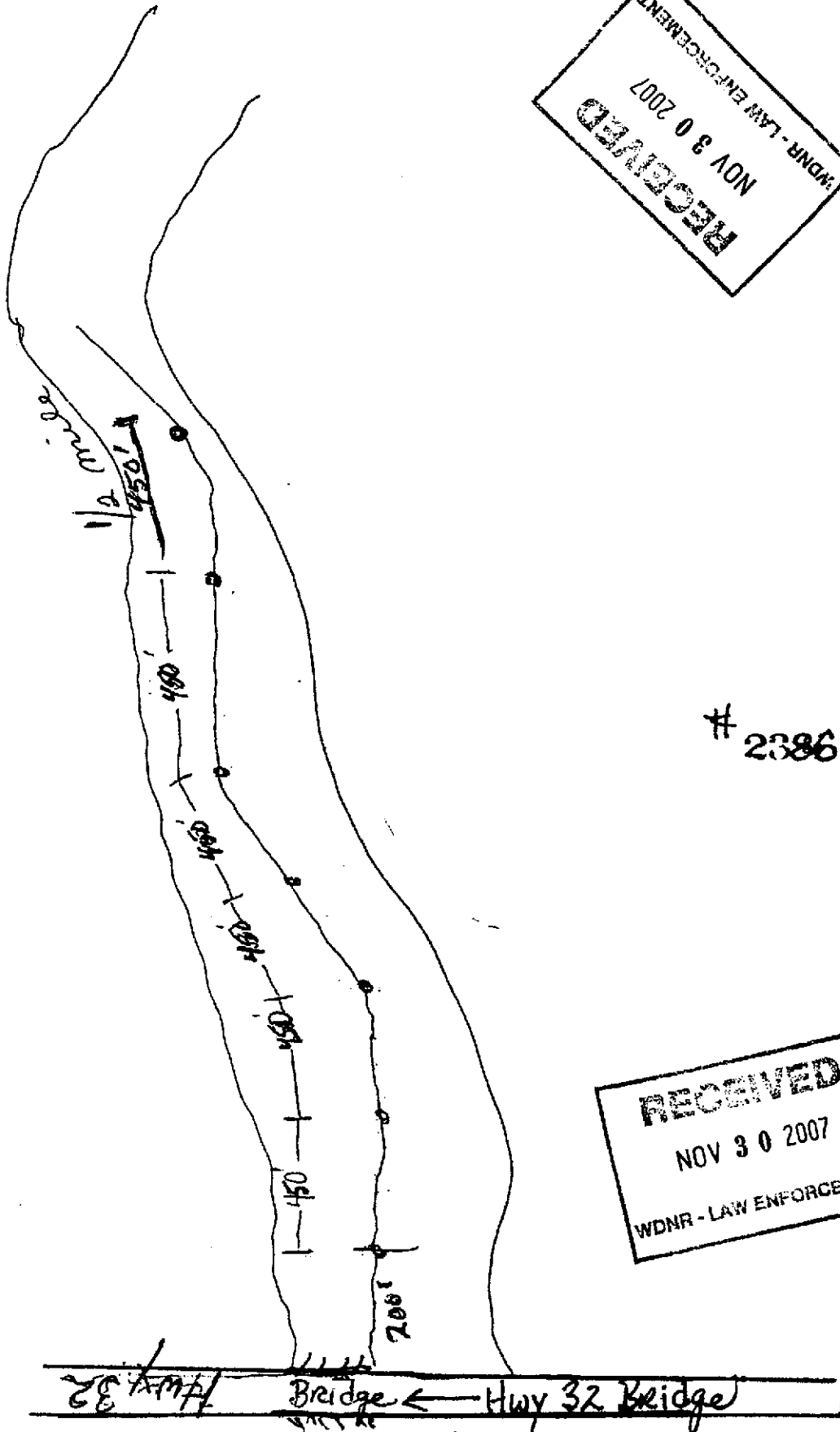


When using any driving directions or map, it's a good idea to do a reality check and make sure the road still exists, watch out for construction, and follow all traffic safety precautions. This is only to be used as an aid in planning.

Print

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 NOV 30 2007
 WDNR - LAW ENFORCEMENT





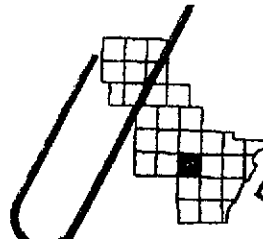
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WDNR - LAW ENFORCEMENT

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WDNR - LAW ENFORCEMENT

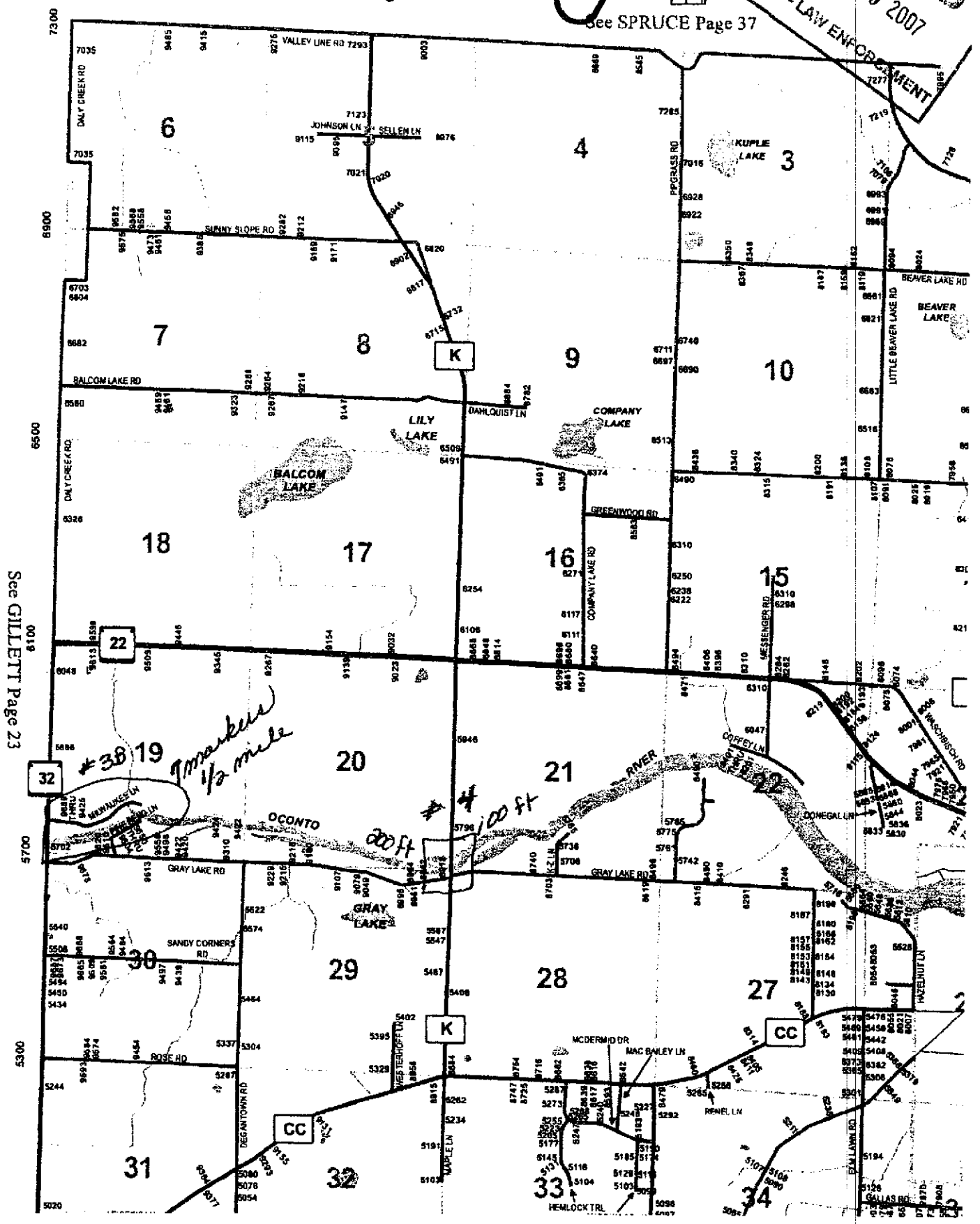
OCONTO FALLS

WWM #2386



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WDNR - LAW ENFORCEMENT

See SPRUCE Page 37



See GILLET Page 23



APR 09 1992

State of Wisconsin
Department of Natural Resources
Box 7201
Madison, Wisconsin 53707

WATERWAY MARKER APPLICATION AND PERMIT

Placement Discontinue Change

BLE	District
2386	LMD

THE Town OF Oconto Falls
COUNTY OF Oconto WISCONSIN.
Section NR 5.09, Wis. Adm. Code Form 8700-58 Rev. 8-89

Instructions and qualifications on back of form. Complete form set (all 3 copies) and contact your local conservation warden.

SECTION I -- APPLICANT AND PROPERTY OWNER

Property Owner's Name <u>Town of Oconto Falls</u>		Applicant's Name <u>Town of Oconto Falls</u>			
Street or Route <u>8702 Halty Rd</u>		Street or Route <u>8702 Halty Rd</u>			
City, State, Zip Code <u>Oconto Falls WI 54154</u>		City, State, Zip Code <u>Oconto Falls WI 54154</u>			
Telephone Number (include area code) <u>414-846-2546</u>		Telephone Number (include area code) <u>414-846-2546</u>			
I consent to the placement of water marker(s) adjacent to the waters of my private property. Property Owner's Signature <u>Walter Halty sup.</u>		Name of lake or body of water on which buoys are to be placed <u>Oconto River</u>			
Date Signed <u>3-17-92</u>		Location of marker(s) Township Range Section <u>Oconto Falls 19 19</u>			
Type of Marker(s)	Qty.	Type of Marker(s)	Qty.	Message On Marker	Remarks
Aid to Nav. Center	_____	Boat Excluded	<input checked="" type="checkbox"/>	<u>Slow No Wake</u>	
Aid to Nav. Red	_____	Swim Area	<input checked="" type="checkbox"/>	<u>Swim Area</u>	Name of Beach
Aid to Nav. Green	_____	Controlled Area	<input type="checkbox"/> <u>6</u>		
Mooring	_____	Hazard Warning	<input type="checkbox"/>		
		Informational	<input type="checkbox"/>		
Non-standard	Qty. <u>1</u>	Describe: <u>On Hwy 32 bridge "Slow No Wake"</u>			
Attach a sketch(es) or chart(s) showing the proposed location of the marker(s). Express exact location of water marker(s) in distance from one or more fixed objects, whose location is known.					
The above information provided in support of the application for placement of water marker(s) is true and correct.					
Applicant's Signature <u>Walter Halty</u>				Date Signed <u>1-21-92</u>	

LEAVE BLANK -- DEPARTMENT OF NATURAL RESOURCES USE ONLY

Warden's Recommendation <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Disapproved	LE Safety Specialist <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Disapproved
By (Warden's Signature) <u>Michael D. H...</u>	By <u>John L...</u> Date Signed <u>4/8/92</u>
Date Signed <u>3-18-92</u>	Bureau of Law Enforcement <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Disapproved
Ordinance on File <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Required	By <u>Diane R. Good</u> Date Signed <u>5/28/92</u>

SECTION II -- PERMIT APPROVAL

<input checked="" type="checkbox"/> Approved -- The above named applicant may place and maintain, subject to DNR approval, the described marker(s).
<input type="checkbox"/> Disapproved -- The placement of the described marker(s) may not take place.
Restrictions <input checked="" type="checkbox"/> None <input type="checkbox"/> Yes -Restrictions:
Approved By (Name) <u>Walter Halty</u> Title <u>Supervisor</u> Date Signed <u>4-7-92</u>
Agency - Political Subdivision or DNR <u>4/11</u> Applicant Shall Comply with all State and/or Local Requirements.

MAY 26 1992

TOWN OF OCONTO FALLS
ORDINANCE # 38

000193

**An Ordinance to Regulate Water Traffic, Boating and Water Sports
Upon the Waters of the Oconto River, Oconto County, Wisconsin and
Prescribing Penalties for Violations Thereof.**

The Town Board of the Town of Oconto Falls, County of Oconto, Wisconsin, do ordain as follows:

- Section 1. Intent. The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interests and the capability of the water resource.
- Section 2. Applicability and Enforcement. The provisions of this ordinance shall apply to the waters of the Oconto River within the jurisdiction of the Town of Oconto Falls, Oconto County, Wisconsin. The provisions of this ordinance shall be enforced by the county and state law enforcement officers authorized by law to enforce the same.
- Section 3. State Boating and Safety Laws Adopted. State boating laws as found in ss. 30.50 to 30.71 are adopted by reference.
- Section 4. Definitions. (a) "Slow-no-wake" means that speed at which a boat moves as slowly as possible while still maintaining steering control.
- Section 5. Speed Restriction. A "slow-no-wake" speed zone is established in the Oconto River from the Hwy. 32 bridge east for $\frac{1}{4}$ mile. No person shall operate any motorboat at a speed greater than "slow-no-wake" within this area which shall be marked with regulatory buoys.
- Section 6. Penalties. Wisconsin state boating penalties as found in ss. 30.80 are adopted by reference.
- Section 7. Severability. The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected.

This ordinance shall be in full force and effect on and after 11 day of May
1992.

Amended 7-9-07 to include 1/2 mile

TOWN OF Oconto Falls water marker and up 1/2 mile
ORDINANCE 138

AN ORDINANCE TO REGULATE WATER TRAFFIC, BOATING AND WATER SPORTS UPON THE WATERS OF Oconto River, Oconto COUNTY, WISCONSIN AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.

The Town Board of the Town of Oconto Falls County of Oconto, Wisconsin, do ordain as follows:

Section 1. APPLICABILITY AND ENFORCEMENT. The provisions of this ordinance shall apply to the waters of Oconto River, within the jurisdiction of the Town of Oconto Falls, County of Oconto, Wisconsin, which waters are described as follows:

The entire portion from Hwy. 32 Bridge, East ~~1/4 mile~~ ^{1/2 mile} The provisions of this ordinance shall be enforced by the law enforcement officers of the DNR, along with any and all other state and county officers authorized by law to enforce the same.

Section 2. SPEED RESTRICTIONS AND REGULATIONS.

(f) "Slow-no-wake" means that speed at which a boat moves as slowly as possible while still maintaining steering control.

Section 3. State Boating and Safety Laws Adopted. State boating laws as found in ss. 30.50 to 30.71 are adopted by reference.

Section 6. Except as hereinabove specifically provided, the Town of Oconto Falls hereby adopts along with this ordinance and incorporates the same herein by reference all of the provisions of Section 30.50 to 30.80 inclusive of the revised statutes of the State of Wisconsin.

This ordinance shall be in full force and effect on and after 13 day of April 1992.

Approved By:
Town Board of Oconto Falls
13 day of April 1992

Alfred Krause Jr.
Town Chairman

Walter Holtz
Town Supervisor

Haley L. Mander Bush
Town Supervisor

Filed this 13th
day of April 1992

Kevin Holtz
Town Clerk