

**ORDINANCES**

**SUBJECT:** WATERWAY MARKERS AND REGULATORY SIGNAGE REGULATIONS

**COMMITTEE:** EXECUTIVE COMMITTEE

**FIRST CONSIDERATION:** May 19, 2011

**FINAL CONSIDERATION:** June 16, 2011

**ORDINANCE #** 86 - 6/11 **PUBLICATION DATE** June 22, 2011

**The County Board of Supervisors of La Crosse County does ordain as follows:**

**AN ORDINANCE TO CREATE S. 30.79 ENTITLED  
"WATERWAY MARKERS AND REGULATORY SIGNAGE REGULATIONS"  
OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN**

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**ANALYSIS**

This Ordinance requires a permit for waterway markers and buoys in pool 7 and pool 8 of the Mississippi and Black Rivers. It also provides for at least an annual inspection of the markers. Improper placement and lack of maintenance of waterway markers poses a significant problem in these waterways that endangers the public health, welfare, and safety. The ordinance also provides for an annual permit fee to cover the additional administrative expense required by the ordinance, which shall accrue to either the County or the City of La Crosse depending upon which entity staffs the Joint Board of Harbor Commissioners for that year.

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**INFORMATION:**

County Board Rules: Governing Body s. 2.02(8) states, in part: Ordinances are drafted by the Corporation Counsel. After the ordinance has been reviewed by a standing committee, each Supervisor will be given a copy of the ordinance showing the deleted language (grayed) and the new language (underlined) and an analysis of the intent of the ordinance. After introduction to the County Board, the ordinance shall be referred to the next monthly meeting unless waived by a 2/3 vote of the Supervisors present and a public hearing may be held if requested by a Supervisor. An amendment may be introduced and debated at either the original or the referred meeting. Copies of the ordinances of the County of La Crosse in their entirety are available with Corporation Counsel, County Clerk, or [www.co.la-crosse.wi.us/code/](http://www.co.la-crosse.wi.us/code/).

(rev. 3/03)

ORDINANCE 86 - 6 / 11

**AN ORDINANCE TO CREATE S. 30.79 ENTITLED  
"WATERWAY MARKERS AND REGULATORY SIGNAGE REGULATIONS"  
OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN**

The County Board of Supervisors of the County of La Crosse does hereby ordain as follows:

**Section 1.** Section 30.79 entitled "Waterway Markers and Regulatory Signage Regulations" is created to read:

30.79 WATERWAY MARKERS AND REGULATORY SIGNAGE REGULATIONS.

(1) Purpose. The County Board of Supervisors finds that regulating the placement and maintenance of regulatory waterway markers and signage problematic and resource consuming and the improper placement and maintenance of regulatory waterway markers and signage endangers the health, welfare, and public safety. The City and County of La Crosse find it necessary to regulate the administration of waterway markers and signage pursuant to s. 30.77(3)(a), Wis. Stats.

(2) Area Defined. The placement and maintenance of regulatory waterway markers (buoys) and signage in pool 7 and pool 8 of the Mississippi and Black Rivers within La Crosse County in conformance with Wisconsin Statutes.

(3) Delegation of Authority. The County Board of Supervisors hereby delegates the authority to administer this ordinance to the Joint Board of Harbor Commissioners.

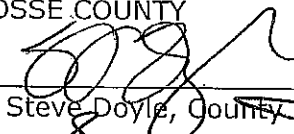
(4) Annual Inspection and Local Permit Required. The placement of regulatory waterway markers and signage shall first be approved by the Joint Board of Harbor Commissioners and the Wisconsin DNR through a Waterway Marker Permit pursuant to NR 5.09. By March 31 of each calendar year the riparian property owner(s) shall obtain an annual permit locally from the Joint Board of Harbor Commissioners prior to installation of waterway markers which have been approved in accordance with NR 5.09. The Joint Board of Harbor Commissioners shall no less than annually inspect the property placement of all waterway markers and signs for conformance with the applicable waterway marker permits. The Joint Board of Harbor Commissioners shall cause to be removed any and all waterway markers and signs that are not permitted, properly maintained or do not conform with NR 5.09.

(5) Fees. The annual fee for a local waterway marker permit issued by the Joint Board of Harbor Commissioners shall be set by the Joint Board of Harbor Commissioners and approved by the County Board of Supervisors from time to time. Waterway markers and signage owned and placed by the City or County of La Crosse are exempt from this annual fee but an annual permit shall still be required. The fees collected in any calendar year shall accrue to either the City or County corresponding to the staffing and administration of the Joint Board of Harbor Commissioners for that calendar year. If accrued to the County, the County Clerk shall collect the fees.

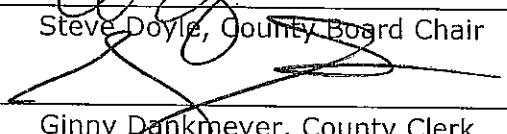
**Section 2.** This Ordinance shall take effect the day after passage and publication as required by law.

LA CROSSE COUNTY

By: \_\_\_\_\_

  
Steve Doyle, County Board Chair

By: \_\_\_\_\_

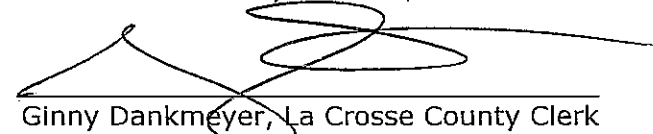
  
Ginny Dankmeyer, County Clerk

PASSED: 6/16/2011  
PUBLISHED: 6/20/2011

04/12/11

STATE OF WISCONSIN  
COUNTY OF LA CROSSE

I, Ginny Dankmeyer, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original ordinance required by law to be in my custody and which the County Board of Supervisors of La Crosse County adopted at a meeting held on the 16<sup>th</sup> day of June, 2011.

  
Ginny Dankmeyer, La Crosse County Clerk