

ORDINANCE NO. 8-23
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:

All previous ordinances regulating activities in Town parks and on Town property, including but not limited to 1-85, 3-86, 6-05, 1-16, 1-17, 3-19, 1-21, 3-22, and 7-22 are hereby repealed.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.
- (b) "Cat" means any feline.
- (c) "Town Property" means any property, land or building, owned by or under the jurisdiction of the Town.
- (d) "Town Park" means any park, property or launch ramp administered by Liberty Grove, including, but not limited to the following: North Bay Boat Launch, Sand Bay Town Park, Grand View Park, Ellison Bay Community Park, Wills Park, Ellison Bay Marina, Fitzgerald Park, Hotz Memorial Park, Europe Lake Boat Launch, Isle View Park, Garrett Bay Park, Mariner Park, Gills Rock Park, Wisconsin Bay Park, and Porte des Morts Park.
- (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 with necessary permits and proof of insurance.

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. 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 apply 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 specifically authorized by the Town Board or 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 9-21 in Town parks or in or on Town property provided that such aquatic enterprise obtains the express written permission of the Town Board.

Sec. 10. Displays and Signage

- (a) Displays and/or signage to be located on Town property require approval by the Town Board prior to placement of any materials on Town Property.
- (b) Requests shall be presented to the Parks and Property Committee for review prior to being forwarded to the Town Board for its consideration.
- (c) Display and/or signage requests shall come from the board of the requesting organization and must include a schematic of the display area in relation to the property.
- (d) Duration of the display shall be defined at the time of approval.

Sec. 11. 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, or 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. 12. 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. 13. 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. 14. 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 July 19, 2023

Motion to adopt: Johnson Second: Appel 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 19th of July 2023.

Dated this 19th of July 2023.

Anastasia Bell, Clerk/Treasurer