

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51

RESOLUTION #93-2009

**GENERAL CODE OF ONEIDA COUNTY, WISCONSIN
ORDINANCE AMENDMENT #**

Ordinance Amendment offered by Supervisors of the Forestry, Land, & Outdoor Recreation Committee.

Whereas, over of course of the past 2-years, the Forestry, Land, and Outdoor Recreation Department has made numerous changes and improvements to Perch Lake Park and the surrounding silent sports trails located in the Cassian-Woodboro Block of the Oneida County Forest; and

Whereas, the Forestry, Land, and Outdoor Recreation Committee and Department have recognized that the management of Perch Lake Park and the surrounding trail network requires the establishment of specialized regulations to address public use of this unique facility and the surrounding trails; and

Whereas, the Forestry, Land, and Outdoor Recreation Department, has developed a comprehensive list of regulations and administrative policies for the management of recreation facilities, and

Whereas, the Forestry, Land, and Outdoor Recreation Committee has reviewed the proposed Ordinance Amendment and have determined that Sections 14.10, 14.13, and 25.04 of the Oneida County General Code should be amended to include said regulations and administrative policies.

NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

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

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Sections 14.10, 14.13, and 25.04 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

14.10 DEFINITIONS.

Unless the context specifically indicated otherwise, the meaning of the terms used in this subchapter shall be as follows:

(1) RECREATION AREAS. (Am. #107-2005; #53-2008) All lands and water heretofore and hereafter acquired by the County or placed under the jurisdiction of the Committee and designated by signage or, as a matter of record, as a distinct unit for special recreational functions to include swimming areas, picnicking areas, fishing areas, nature study areas, campgrounds and general recreation areas. The following are designated as County recreation areas:

(a) Almon ~~Park Recreation Area.~~

(b) ~~Town Line Townline Park Recreation Area.~~

(c) Perch Lake ~~Park Picnic Area.~~

(d) ~~Bass Lake Picnic Area.~~ Enterprise Forest Campground.

(e) ~~Willow Rapids Picnic Area.~~

(f) ~~Enterprise Forest Campground.~~

52 (2) BOAT LANDING AND PUBLIC ACCESS AREAS. All lands and water heretofore and
53 hereafter acquired by the County or placed under the jurisdiction of the Committee which
54 are signed and developed for water access purposes. The following areas are
55 designated as County boat landings:

56 Sections (a) through (f) remain unchanged.

57 (g) Townline Park Boat Landing.

58 Sections (3) remains unchanged.

59 (4) ~~NON-MOTORIZED~~ SILENT SPORTS TRAIL FACILITIES. (Am. #107-2005) All lands
60 heretofore and hereafter acquired by the County and developed into non-motorized trail
61 systems which are signed, groomed, or otherwise maintained for any of the following
62 activities: hiking, biking, snow-shoeing, or cross country skiing. Those designated ~~non-~~
63 ~~motorized~~ silent sports trail facilities are listed as follows:

64 Sections (a) remains unchanged.

65 (b) Washburn ~~Non-Motorized~~ Silent Sports Trails Network.

66 Sections (c) and (d) remain unchanged.

67 (e) Almon Park Trails (for winter ~~snow-shoeing~~ snowshoeing).

68 Sections 1. remains unchanged.

69 2. Upland Trail.

70 (5) Pet. means a domesticated dog or cat.

71 (6) Silent Sports Trails. trails formally designated and maintained for any of the following
72 activities: hiking, biking, skiing, or snowshoeing.

73

74 **14.13 RULES AND REGULATIONS. (Am. #53-2008)**

75 (1) CLOSING HOURS. (Am. #53-2008) No person shall enter or be in any County
76 recreation area between the hours of sunset and the following sunrise 10:00PM and
77 6:00AM. ~~All County recreation areas, waysides, boat landings and special use areas,~~
78 ~~shall only be considered day use facilities, and no~~ No overnight camping shall be
79 allowed at any County recreation area, boat landing, or special use area. County
80 campgrounds are exempt from closing hour regulations. Regulations pertaining to
81 designated campground use are listed in section 14.18 of this code. Persons

82 transporting watercraft to and from designated boat landings are permitted at any hour.

83 (2) RECREATION AREA INFRASTRUCTURE MAINTENANCE SCHEDULE CLOSING
84 DATES. ~~Picnic areas and other recreation area facilities are not plowed for vehicle traffic~~
85 ~~during the winter months. All County recreation areas are open year-round for public~~
86 use. However, infrastructure of some County recreation areas are only seasonally
87 maintained, resulting in access roads, parking lots, and toilet buildings to be un-plowed,
88 gated, or locked during specific dates. The infrastructure maintenance schedule for
89 County Recreation Areas are is follows:

90 (a) Almon Park:

91 1. Toilet buildings are seasonally maintained and remain open for public use between
92 the dates of May 15th and October 31st.

93 2. Access road and parking lots are seasonally maintained and open to public use
94 between the dates of May 15th and November 15th.

95 (b) Townline Park:

96 1. Toilet buildings are seasonally maintained and remain open for public use between
97 the dates of May 15th and October 31st.

98 2. Access road and parking lots are seasonally maintained and open to public use
99 between the dates of April 30th and November 15th.

100 (c) Perch Lake Park: All park infrastructure is open and maintained year-round for public
101 use.

102 (d) Enterprise Forest Campground: All campground infrastructure is seasonally

103 maintained and open to public use between the dates of May 22nd and December 2nd.
104 Sections (3) through (5) remain unchanged.
105 (6) DESTRUCTION, DEFACEMENT OR REMOVAL. Except for the picking of edible
106 fruits or nuts for noncommercial purposes, the following are prohibited:
107 Sections (a) through (c) remain unchanged.
108 (d) Removing, ~~injuring~~ damaging or defacing in any manner any structures including
109 buildings, signs, fences, tables, or other County property.
110 Sections (7) and (8) remain unchanged.
111 (9) DISPOSAL OF REFUSE. No person shall dispose of any litter, garbage, sewage,
112 bottles, tin cans, cigarette butts, paper or any other waste material by dumping such
113 refuse in any County recreation area, forest land, boat landing, or special use area, or
114 forest land, except by placing it said refuse in receptacles provided for such purposes.
115 Charcoal residue in any grill, fire-ring, or fireplace shall be left in its place of origin a
116 grate or fireplace until completely extinguished and cool cold.
117 (10) GLASS PROHIBITED. (Am. #53-2008) No glass containers are allowed in any
118 County recreation areas ~~except in designated campgrounds~~.
119 (11) VEHICLES AND BOAT RESTRICTIONS.
120 Sections (a) remains unchanged.
121 (b) Reckless driving prohibited. No person shall operate any vehicle ~~in any park~~ in a
122 reckless manner or contrary to §346.62, Wis. Stats., in any Recreation Area.
123 Sections (c) remains unchanged.
124 (d) Use of motor boats restricted. By order of the Town Board of the Town of Pelican, no
125 person shall operate any motor-driven boat in waters of Buck Lake; nor shall any person
126 operate any ~~motordriven~~ motor-driven boat in waters of Perch Lake by order of the Town
127 Board of the Town of Woodboro.
128 (e) Parking restricted. No person shall park, stop or leave standing, whether attended or
129 unattended, any vehicle, obstruction, or watercraft:
130 1. Blocking, obstructing, or limiting the use of any road, trail, gate, parking lot, boat
131 landing, or waterway, ~~or winter sport facility~~.
132 Sections 2. and 3. remain unchanged.
133 4. In any recreation area between the hours of ~~sunset and the following sunrise~~ 10:00PM
134 and 6:00AM, except ~~in designated~~ as follows: ~~campgrounds. Vehicles used to transport~~
135 ~~watercraft are permitted at designated boat landings at any time. Regulations pertaining~~
136 ~~to campground parking are listed in section 14.18 (4)(f) of this Code.~~
137 a. Vehicles of registered campers may be parked in campgrounds owned by Oneida
138 County at any hour. Specific regulations pertaining to campground parking are listed in
139 section 14.18 (4)(f) of this Code.
140 b. Vehicles used to transport watercraft to and from the boat landing at Townline Park
141 may be parked at said boat landing at any hour.
142 (12) FIRES. (Am. #53-2008) No person shall start, tend or maintain any fire except for
143 cooking, ~~or~~ heating, or when camping, and then only in designated fireplaces, fire-rings,
144 or grills in any County recreation area, boat landing and public access area. Further, no
145 person shall leave any fire unattended at designated fireplaces, fire-rings, or grills or
146 throw away any matches, cigarettes, cigars, pipe ashes or any embers without
147 extinguishing them, and then only in the proper receptacle.
148 Sections (13) remains unchanged.
149 (14) FIREARMS. (Am. #53-2008) No person shall possess or have under their control
150 any firearm, airgun, bow, crossbow, slingshot or dangerous weapon as defined in
151 §939.22, Wis. Stats., unless it is unloaded and enclosed in a carrying case, in any
152 County recreation area. Firearms, bows, and crossbows used for the purpose of
153 participating in a State hunting season with a valid State hunting license are authorized

154 at boat landings, and public access areas, special use areas, and ~~ski trail facilities,~~ silent
155 sports trails located outside County recreation areas, and other County forest lands. See
156 section 14.18 of this Code for regulations related to hunting and trapping in County
157 owned campgrounds.

158 (15) PETS REGULATIONS FOR RECREATION AREAS. (Am. #107-2005; #53-2008)
159 No person shall allow pets to enter any public building, ~~bathing~~ swimming beach, picnic
160 area grounds, or playgrounds, or to be on any ski trail when snow covered, or concrete
161 pad surrounding a water pump within any County Recreation Area, ~~or to run at large at~~
162 any time on County Recreation Area grounds. Pets are allowed in all other areas of
163 County Recreation facilities, provided they are leashed and under the owner's control at
164 all times. No person shall allow their pet to deprive or disrupt the enjoyment or use of
165 any County Recreation Area by others. Regulations pertaining to pets at on formally
166 designated ~~Non-Motorized Trail Facilities~~ Silent Sports Trails are listed under 14.13
167 ~~(20)(e)~~ (21). Regulations pertaining to pets at designated campgrounds are listed under
168 14.18 (4)(c). ~~In other County facilities, pets are permitted provided they are effectively~~
169 ~~restrained or under the owner's control at all times, no person shall allow their pet to~~
170 ~~deprive or disrupt the enjoyment or use of any area by others.~~

171 (16) HORSES. (Am. #107-2005) No person shall ride a horse on any ~~non-motorized~~
172 ~~trails~~ formally designated silent sports trails or have a horse in any County recreation
173 area. Organized events or commercial rides will require Committee approval as set forth
174 in 525.5 of the current County Forest ~~Ten~~ Fifteen-Year Plan.

175 (17) BICYCLES. (Am. #107-2005) No person shall ride a bicycle in any County
176 recreation area except on asphalt roads or parking areas, unless signed or formally
177 designated otherwise.

178 Sections (18) remains unchanged.

179 (19) BEACHES.

180 ~~(a) Bathing dress.~~ No person shall sunbathe or swim at ~~enter the water, onto any bathing~~
181 ~~beach,~~ or County recreation area or beach without wearing a swimsuit or other
182 appropriate attire. ~~unless clothed in a suitable bathing dress or suit.~~ The object of this
183 subsection is to prevent nudity.

184 The balance of this section remains unchanged.

185 (20) NON-MOTORIZED SILENT SPORTS TRAIL FACILITIES. (Am. #107-2005)

186 (a) No motorized vehicles are allowed on ~~the non-motorized trail network~~ silent sports
187 trails except those being used for inspection, ~~or maintenance,~~ or as authorized by the
188 Forestry Department.

189 Sections (b) and (c) remain unchanged.

190 (d) A non-transferable valid trail pass is required by individuals eighteen years of age
191 and older to bike, ski, or snowshoe on trails designated, signed, and otherwise
192 maintained specifically for said activities.

193 ~~(4)1.~~ Annual Trail Passes are available for a cost of \$20.00 each. Annual Trail Passes
194 are valid for a 1-year period from January 1st through December 31st of each calendar
195 year.

196 ~~(2)2.~~ Daily Trail Passes are available for a cost of \$5.00 each. Daily Trail Passes are
197 only valid for the date that is entered on the registration form.

198 ~~(3)3.~~ Trail users must have a valid trail pass in their possession while biking, skiing or
199 snowshoeing on designated trails.

200 ~~(4)4.~~ Trail Passes become valid upon a (completed registration form and appropriate
201 user fee) being submitted to the Oneida County Forestry, Land, and Outdoor Recreation
202 Department in any one of the following acceptable methods:

203 The balance of this section remains unchanged.

204 (e) Pet regulations for Silent Sports Trails:

- 205 1. When silent sports trails are located within the boundary of a formally designated
 206 County Recreation Area, pet regulations for County Recreation Areas supersede those
 207 for Silent Sports Trails. The following silent sports trails, or segments thereof, must
 208 follow pet regulations for County Recreation Facilities listed under 14.13(15):
 209 a. That portion of the Washburn Silent Sports Trail located within the boundary of Perch
 210 Lake Park.
 211 b. The Upland Trail located within the boundary of Almon Park.
 212 c. The Wetland Trail located within the boundary of Almon Park.
 213 2. Pets are permitted on all silent sports trails when said trails are not snow covered,
 214 provided that said pets are under the owners voice control or leashed.
 215 3. Winter ski trail pet regulations. The following regulations are enforced when ski trails
 216 are snow covered or being periodically groomed for cross-country skiing:
 217 a. Pets are not allowed on the following ski trails: Washburn ski trail, and the Cassian
 218 Two-Way Ski Trail.
 219 b. Pets are allowed on the following ski trails: Enterprise Primitive Ski Trail, and the Nose
 220 Lake Ski Trail.
 221 4. Snowshoe trail pet regulations. The following regulations are enforced when
 222 snowshoe trails are snow covered:
 223 a. Pets are not allowed on the Washburn Snowshoe Trail.
 224 b. Pets are allowed on the following snowshoe trails: Enterprise Primitive Snowshoe
 225 Trail, Almon Park Wetland Trail, and the Almon Park Upland Trail.
 226 ~~(e) During periods of snow cover, dogs are permitted on signed or otherwise maintained~~
 227 ~~snow shoe and or cross country ski trails at the following Non-Motorized Trail Facilities,~~
 228 ~~provided that the dog is under the owner's voice control at all times.~~
 229 ~~1. Enterprise Primitive Cross-Country Skiing, and Snowshoe Trail.~~
 230 ~~2. Nose Lake Ski Trail.~~
 231 ~~3. Almon Park Wetland Trail.~~
 232 ~~4. Almon Park Upland Trail.~~
 233 Sections (21) and (22) remain unchanged.
 234
 235

Section 25.04 PENALTY PROVISIONS.

FORESTRY AND OUTDOOR RECREATION		Forfeiture	Total
14.13(1)	County recreation area closing hours	100.00	249.00
14.13(3)	Disorderly conduct, intoxication on county-owned property	100.00	249.00
14.13(4)	Destruction/removal of personal property of another	100.00	249.00
14.13(5)	Unnecessary Noise	100.00	249.00
14.13(6)(a)	Destruction/removal of trees, shrubs, plants or natural growth	100.00	249.00
14.13(6)(b)	Carving on rocks, archeological features, signs or	100.00	249.00

	wall structures		
14.13(6)(c)	Driving nails, placing screws, or other metal into trees	100.00	249.00
14.13(6)(d)	Destruction/removal of buildings, fences, tables, or any other county property	100.00	249.00
14.13(7)(a)	Entry of any building, installation or area under construction or closed to public use	100.00	249.00
14.13(7)(b)	Molest or manipulate any water control structure, dam, or culvert	100.00	249.00
14.13(7)(c)	Entry to any building, installation or area after the posted closing time or before the posted opening time	100.00	249.00
14.13(8)	Cleaning restricted-washing	100.00	249.00
14.13(9)	Disposal of refuse	100.00	249.00
14.13(10)	Glass containers prohibited in county recreation areas	100.00	249.00
14.13(11)(a)	Excessive speed prohibited	100.00	249.00
14.13(11)(b)	Reckless driving prohibited	100.00	249.00
14.13(11)(c)	Operation/parking of motor vehicle restrictions	100.00	249.00
14.13(11)(d)	Use of motor boats restricted (Buck Lake, Town of Pelican, and Perch Lake, Town of Woodboro)	100.00	249.00
14.13(11)(e)1,2,3,4	Parking restrictions	20.00	148.20
14.13(12)	Unauthorized/unattended fires	100.00	249.00
14.13(13)	Illegal fireworks prohibited	100.00	249.00
14.13(14)	Firearms prohibited in county recreation area	100.00	249.00
14.13(15)	Pets prohibited in	100.00	249.00

	county recreation areas <u>except as authorized</u> playgrounds, picnic areas, beaches, and buildings		
14.13(16)	Horses prohibited in county recreation areas <u>and on silent sports trails</u>	50.00	186.00
14.13(17)	Bicycles only in established area of county recreation facility	20.00	148.20
14.13(18)	Athletics prohibited in county recreation area	20.00	148.20
14.13(19)(a)	Bathing dress in county recreation area	100.00	249.00
14.13(19)(b)	Bathing, changing clothes only in beach house or enclosed area	100.00	249.00
14.13(20)(a)	Motorized vehicles <u>are prohibited on ski-trail network silent sports trails except as authorized</u>	100.00	249.00
14.13(20)(b)	Damage to groomed portion of ski trail is prohibited	100.00	249.00
14.13(20)(c)	Skiing contrary to sign directions	100.00	249.00
14.13(20)(d)	Trail Pass Required	50.00	186.00
14.13(20)(e)	<u>Dogs Pets on ski silent sports trails are prohibited except as authorized</u>	50.00	186.00
14.13(21)(a)(b)(c)	Elevated platform, nails, lag screws, screw steps prohibited. Violation of portable tree stand removal requirements	100.00	249.00
14.13(22)(a)(b)(c)	Violation of ground blind construction, use and removal requirements	100.00	249.00

236 The balance of this section remains unchanged.
237
238 Approved by the Forestry, Land, & Outdoor Recreation Committee on October 7, 2009.
239

240 Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority =
241 _____

242
243 The County Board has the legal authority to adopt: Yes _____ No _____ as
244 reviewed by the Corporation Counsel, _____, Date:
245 _____

246
247
248 Offered and passage moved by: _____
249 Supervisor
250 _____
251 Supervisor
252 _____
253 Supervisor
254 _____
255 Supervisor
256 _____
257 Supervisor

258
259
260
261 _____ Ayes

262
263 _____ Nays

264
265 _____ Absent

266
267 _____ Abstain

268
269
270 _____ Enacted

271
272 by the County Board of Supervisors this _____ day of _____, 2009.

273
274 _____ Defeated

275
276
277 _____
278 Robert Bruso, Clerk

279 _____
Andrew P. Smith, County Board Chair