



# MARATHON COUNTY PARK COMMISSION AGENDA

**Date and Time of Meeting:** Tuesday, January 5, 2021 at 10:30am

**Meeting Location:** Conference Room #5, 212 River Drive, Wausau WI 54403

The meeting site identified above will be open to the public. However, due to the COVID-19 pandemic and associated public health directives, Marathon County encourages Commission members and the public to attend this meeting remotely. To this end, instead of attendance in person, Commission members and the public may attend this meeting by telephone conference. If Commission members or members of the public cannot attend remotely, Marathon County requests that appropriate safety measures, including adequate social distancing, be utilized by all in-person attendees.

Persons wishing to attend the meeting by phone may call into the telephone conference beginning five (5) minutes prior to the start time indicated above using the following number: 1-408-418-9388.

**Access Code: 146 845 5707 Password: Parks01052021 (7275701052021 from phones and video systems)**

If you are prompted to provide an "Attendee Identification Number," enter the "#" sign. No other number is required to participate in the telephone conference

When you enter the telephone conference, PLEASE PUT YOUR PHONE ON MUTE!

## **Park Commission Members -**

Commissioners: Connie Conrad, Dawn Herbst, Jean Maszk, Allen Opall, Pat Peckham, Rick Seefeldt, James Wadinski

***Marathon County Mission Statement:** Marathon County Government serves people by leading, coordinating, and providing county, regional, and statewide initiatives. It directly or in cooperation with other public and private partners provides services and creates opportunities that make Marathon County and the surrounding area a preferred place to live, work, visit, and do business. (Last updated: 12-20-05)*

***Parks, Recreation and Forestry Department Mission Statement:** Adaptively manage our park and forest lands for natural resource sustainability while providing healthy recreational opportunities and unique experiences making Marathon County the preferred place to live, work, and play.*

## **Agenda Items**

- 1. Call to Order**
- 2. Public Comment Period – Not to Exceed 15 Minutes – Any Person Who Wishes to Address the Commission Must Provide, Name, Address and the Topic to the President of the Commission No Later than Five Minutes Before the Start of the Meeting.**
- 3. Approval of the Minutes of the December 1, 2020 Park Commission Meeting**
- 4. Policy Issues for Discussion and Committee Determination**
  - A. Discussion and Possible Action by Committee
    1. Snowmobile and ATV Grant Program Overview
- 5. Operational Functions Required by Statute, Ordinance or Resolution:**
  - A. Discussion and Possible Action by Committee
    1. None
  - B. Discussion and Possible Action by Committee to Forward to the Environmental Resource Committee for its Consideration
    1. None
- 6. Policy Issues for Discussion and Committee Determination for Consideration by Environmental Resources Committee**
  - A. Proposed Amendments to Chapter 19 of the Marathon County Code of Ordinances.

**7. Educational Presentations/Outcome Monitoring Reports**

A. Participation in Office of Outdoor Recreation Roundtable Virtual Meeting - Verbal

**8. Announcements**

A. Next Meeting Date & Time, Location – Tuesday, February 2, 2021 at 10:30am at 212 River Dr., Wausau WI 54403, Room 5 or via Webex

B. Future Agenda Items - Sponsorship Plan

**9. Adjourn**

Signed /s/ Jamie Polley  
Presiding Officer or Her Designee

*Any person planning to attend this meeting who needs some type of special accommodation in order to participate should call the County Clerk's Office at 715-261-1500 or e-mail [infomarathon@mail.co.marathon.wi.us](mailto:infomarathon@mail.co.marathon.wi.us) one business day before the meeting.*

FAXED TO DAILY HERALD

THIS NOTICE POSTED AT THE COURTHOUSE

(Email/Fax City Pages, Marshfield News, Midwest Radio Group)

Date 12/29/2020 Time 11:30 am

By Jodi Luebbe

Date \_\_\_\_\_ Time \_\_\_\_\_

By \_\_\_\_\_

**DRAFT**  
**MARATHON COUNTY PARK COMMISSION**

Date and Time of Meeting: December 1, 2020 at 10:30 am

Meeting Location: Conference Room 5, 212 River Drive, Wausau WI 54403

Park Commissioners present: Connie Conrad, Dawn Herbst, Jean Maszk-(via webex), Allen Opall, Pat Peckham, Rick Seefeldt-(via webex), James Wadinski

Staff present: Jamie Polley-Director, Marcus Aumann-Asst. Director of Community Services-(via webex)

Others present: Michael Van Offeren-(via webex)

**1. Call to Order** – President Conrad called the Park Commission meeting to order at 10:30am. Official notice and the agenda for the meeting was posted publicly in accordance with the State statutes.

**2. Public Comment** – None brought forward

**3. Approval of the Minutes of the September 29, 2020 Park Commission Meeting – Motion** by Peckham, second by Opall to approve the minutes of the September 29, 2020 Park Commission meeting with a change to sentence wording under the item Discussion and Possible Action Regarding Deer in Bluegill Bay Park to say that “People that feed the deer help keep the population above where it is sustainable and regeneration within forested areas at Bluegill Bay Park will be decimated by the deer if they continue to be at the current population. Motion **carried** by voice vote, vote reflected as 7-0.

**4. Policy Issues for Discussion and Committee Determination**

A. Discussion and Possible Action by Committee

1. Regarding 2021 Work Plan – Polley discussed some of the work that will done in 2021. Work includes an update to the City Comprehensive Outdoor Recreation Plan, complete a west side master plan, a sustainability plan, and a Rib Falls Park master plan. Playground replacements include Scholfield Park, Big Eau Pleine Park, 3M Park, and Dells of the Eau Claire Park. Other work will be to treat and remove Ash trees, plant 400+ trees, recruit staff members for Recreation Superintendent, Administrative Manager, and Maintenance Technician positions. Develop a short term and long term CIP plan, implement recreation software, upgrade electrical at Big Eau Pleine Park, work on a bike/pedestrian plan for Parks and County Highway Department. Some City small projects include a plan for the safe opening of the pools, repair of steps and wall at Stewart Park, self-watering flower baskets, renovate Brockmeyer Park west soccer field, work on the Scholfield Park parking lot and finish the Dog Park. Other tasks include developing a sponsorship and naming rights policy, and enhancing social media presence. Some County small projects include work on the Dells high bridge decking and overlook, utility mapping at Marathon Park, and repairs to the rubber flooring in the Ice Arena, the Big Eau Pleine Park road, and horse barn.

**5. Operational Functions Required by Statute, Ordinance or Resolution:** A. Discussion and Possible Action by Committee and B. Discussion and Possible Action by Committee to Forward to the Environmental Resource Committee for its Consideration - None

**6. Policy Issues for Discussion and Committee Determination for Consideration by Environmental Resources Committee**

A. Proposed Amendments to Chapter 19 of the Marathon County Code of Ordinances – Polley explained the proposed amendments are recommendations by the Recreation Deputies to clarify and enhance a number of ordinances where questions have arisen in the field over the past year. These amendments will allow the ordinances to be more easily enforced by the Recreation Deputies and Assistant Facility Managers. Any changes to the amendments will be reviewed by Corporation Counsel prior to coming back to the Park Commission in January. Some of the amendments will be taken to the City for clarification so their ordinances can be updated as well.

Deputy Van Offeren discussed some experiences the deputies had in the field this summer and said these rules allow them to have the authority behind their words to say a person has to stop a certain act. He said currently generators in general are not allowed and asked that be put into the ordinance. Polley is also going to clarify wording to prohibit “glass beverage containers” in parks instead of the wording “glass containers”. An exception will be made for fisherman that want to fish

after campground quiet hours. The intent of quiet hours is that they don't want a party in a campground to move to a beach or shelter after hours. Polley mentioned that E-bikes will be discussed at the Forestry Citizen Advisory Subcommittee before being brought to the Commission. Currently the State rules allow for E-bikes with restrictions on the type of bike and speed. Local municipalities can make more restrictive ordinances and not allow them. She noted that the Central Wisconsin Off-Road Cycling Coalition issued a statement that supports E-bikes in the parks and on the trails.

Two other questions are whether or not Commission wants to put anything in the ordinances relating to when or where or if metal detectors or drones can be used. The State and FAA regulate drones already. A municipality or government agency can put a restriction on where they can be flown and where they can't. Wadinski suggested requiring a permit as a way to control the use of them if they are allowed. Other Commission members agreed that might be a good idea. Peckham suggested if they are going to do any kind of regulating including permits, that they schedule it for a meeting and have a public hearing format because he believes there will be public interest. Polley discussed what some other communities are doing in the case of drones. She felt she had some direction and will discuss it with the Recreation Deputies and look at ordinance examples from other communities.

## **7. Educational Presentation/Outcome Monitoring Reports for Discussion**

A. 2020 Year in Review - In 2020 the parks saw a significant increase in usage compared to other years. During the COVID-19 pandemic, citizens turned to our 3,401 acres of parkland and 29,848 acres of County Forest to recreate. According to a Google Community Mobility Report usage of parks in Marathon County was up 136% in July and August compared to an average year. 308.5 acres and 81,920 feet of trails were mowed which equals 7,676 hours of mowing; 402 trees were planted and 377 non-ash trees were removed; 1600 Ash trees were treated; the Emerald Ash Borer was found in Wausau; 195 family activity kits were distributed; new playground equipment was installed in four parks; new dasher boards, sound system and controller was installed in the Ice Arenas; Sunny Vale Softball Complex fields, fences, concession, etc. were updated; 200 acres of forest land were acquired; 4,417 boat launch, biking, and disc golf passes were sold. Camping had the busiest season in many years with a 35.6% increase in revenue over what was budgeted. Campers reserved 16,600 nights of camping this season. Many events and shelter reservations were cancelled due to COVID-19 but 566 still took place. Youth sports were delayed this year due to COVID-19 but 298 games were still played. Adult Softball was cancelled and the Wisconsin Woodchucks played 23 home games.

## **8. Announcements**

A. Next Meeting Date & Time, Location – Tuesday, January 5, 2021 at 10:30 am, Rm 5 or via Webex, 212 River Dr., Wausau WI 54403

B. Future Agenda Items – none brought forward

**9. Adjourn – Motion** by Opall, second by Herbst to adjourn at 12:05pm. Motion **carried** by voice vote, vote reflected as 7-0.

**AGENDA SUMMARY**

**4A1. Discussion and Possible Action on the Snowmobile and ATV Grant Program Overview**

At the last meeting it was requested that the Motorized Recreational Trail Coordinator give the Commission and overview and update on the current Snowmobile and ATV grant program. Mitchell Fox will attend the meeting to provide the Commission with information on the current program, number of clubs, status of grants and future plans for the program. He will then be available to answer and questions the Commission may have.

**6A. Proposed Amendments to Chapter 19 of the Marathon County Code of Ordinances.**

The Commission reviewed the proposed amendments at the December meeting. Corporation Counsel has also reviewed the proposed amendments. As stated in December the proposed amendments are recommendations by the Recreation Deputies to clarify and enhance a number of ordinances where questions have arisen in the field over the past year. These amendments will allow the ordinances to be more easily enforced by the Recreation Deputies and Assistance Facility Managers. Since the December meeting item (3) of Sec. 19.03 was added and minor wording adjustments have been made to other areas. Additional information was also found and will be shared with the Commission pertaining to metal detectors and e-bikes.

The Park Commission is asked to discuss these amendments and make a recommendation to the ERC for approval of these amendments to forward on to the County Board for final approval.

**Proposed amendments to the Marathon County Code of Ordinances:  
Chapter 19, Parks and Recreation.**

~~Strikeout text is deleted.~~

Shaded text is added.

**Sec. 19.01. - General administration and terms.**

(6) *Additional rules, permits, exceptions.*

(b) *Permits.* Any person to whom a permit has been issued by the Director shall be bound by the provisions of all ordinances of Marathon County as fully as though the same were inserted in each permit. Any permit issued by the department must be displayed as directed by the Commission

**Sec. 19.03 Personal conduct and nuisances.**

(4) *Jumping and diving.* No person shall jump, dive, or otherwise launch themselves from any bridge, ~~or~~ approach, rope or other device similar to a rope swing thereto into any body of water within any County park.

(8) *Drones.* No person shall utilize a drone within a County Park except upon written permit issued by the Commission or its authorized agent.

(a) Permits shall be issued for the following uses.

1.

(b) Permit duration is seven (7) days.

(c) All permits shall contain such terms and conditions as to not photograph, record, or observe someone in a place where they have a reasonable expectation of privacy.

**Sec. 19.03 Personal conduct and nuisances**

(3) *Unreasonable noise.* No person shall make or cause to be made any unreasonably loud sounds or noises under circumstances which tend to annoy or disrupt others. No person shall operate any sound truck, loudspeaker, generator, chainsaw, or other device that produces excessive, loud or unusual noises within any County park except upon written permit issued by the Commission or its authorized agent upon such terms and conditions as will ensure that the public peace and order will not be unreasonably disturbed.

**Sec. 19.04 Destruction, entry, cleaning and refuse**

(2) *Cleaning and refuse.*

(a) *Washing.* The washing of cars, persons, pets, cooking utensils or clothing is prohibited in any lakes, streams or on any picnic grounds, playgrounds, beaches, recreation areas, boat landings, parking lots or roadways or within 50 feet of any pump, fountain or drinking water outlet in any County park. The washing of persons, cooking utensils and clothing shall be permitted at designated campgrounds or at other authorized and posted locations.

**Sec. 19.05. - Vehicles.**

(1) *Vehicular traffic.*

(a) No person shall operate any vehicle at a speed in excess of 15 mph or contrary to official traffic signs in any County park or County trail unless governed by Sec. 7.125 of Marathon County Code of Ordinances.

(e) No person shall operate an ATV or UTV as defined in § 340.01 (2g), Wis. Stats., in any County Park, except on paved roads.

(f) No other motorized vehicles other than an ATV or UTV shall be operated on a designated ATV/UTV trail on park property or County trail with the exception of authorized personnel in the performance of their duties.

(g) No person may operate a motorized vehicle on County property when rules are posted by the Commission or its authorized agent.

(2) *Parking.*

(a) No person shall park, stop or leave standing, whether attended or unattended, any vehicle, obstruction or watercraft:

1. In any manner as to block, obstruct or limit the use of any road, trail, sidewalk, parking lot, boat landing, waterway or winter sport facility.

2. Outside of any area provided for such purposes when it is practical to use such areas.

3. Contrary to posted notice.

(g). Any vehicle or watercraft in violation of subsection 19.05(2)(a) may be towed off the property and stored at the owner's expense.

**Sec. 19.07 - Animals**

(2) *Animals running at large.* No person shall allow a dog or other animal to run at large in any County park. The animal shall be considered as running at large unless it is on a leash no more than 16 feet in length, is in or upon a vehicle, is in or on the property of its owner or another who does not object to the presence of such animal, or is part of a 4-H project, is on a display for judging purposes, is in an itinerant or transient carnival, circus or other like show, is in a dog or cat show or trial, or is part of the program of a public or private educational institution as authorized by the Commission or in designated areas as set by the Commission.

(7) No person shall feed a wild animal within the parks.

**Sec. 19.08- Athletics**

(4) *Hiking, walking or running on ski trails.* No person shall hike, walk or run on cross-country ski trails during that period of the year when such trails are open for cross-country skiing unless in the case of an emergency or injury.

#### Sec. 19.09 Beaches

- (1) *Food and beverage.* No person shall carry or consume any food or beverages on any bathing beach or in the water adjacent to any bathing beach in any County park except in designated areas.
- (2) *Boundary buoys.* No person shall disturb or molest a bathing beach boundary buoy or marker in any swimming beach in any County park or moor or cause to be within that area of water enclosed by boundary buoys any boat, raft or craft used to transport persons.
- (3) *Beach athletics.* Except in locations designated for such purpose, no person shall engage in any athletic game or sport or in any activity upon a bathing beach or in the water when injury or inconvenience to others might result therefrom.
- (4) *Bathing dress.* No swimmer or bather shall enter the water or onto any bathing beach unless clothed in a suitable bathing dress or suit.
- (5) *Changing clothing.* No person shall change clothes, except in beach houses or other enclosed places.
- (6) *Fishing.* No person may fish in any marked swimming beach area.
- (7) *Glass Containers.* Container made of glass or other shatterable material are prohibited.

#### Sec. 19.10 Camping

(2) (p) Campground quiet hours. No person shall make or cause to be made any unreasonable sounds or noises in or adjacent to any designated campground as provided in subsection 19.03(3) of this chapter between the hours of 10:00 p.m. and 6:00 a.m. Beaches and shelters are closed after park hours except in cases of emergency.

#### Sec 19.13 Legal Action.

- (3) (a) *Authority to issue.* Citations for violations of this chapter may be issued by any law enforcement officer or by the Director and those administrative, supervisory or managerial Wausau and Marathon County Parks, Recreation, and Forestry Department personnel delegated by the Director and listed below:

Assistant Director of Operations;

Assistant Director of Community Services;

~~Operations Superintendent – Customer Service;~~

~~Operations Superintendent – Maintenance and Development;~~

Facility Managers;

~~Chief Ranger/Motorized Recreation~~ Coordinator Administrator.

Other discussion topics to be considered for insertion into the Code of Ordinances:

1. Use of Metal Detectors - Follow metal detecting guidelines
2. E-bikes- recommendation to follow state - no changes to code needed.

## Chapter 19 - PARKS AND RECREATION

### MARATHON COUNTY PARKS

#### Sec. 19.01. - General administration and terms.

(1) *Terms.*

- (a) *Park Commission.* The term "Park Commission", composed of seven members, is the committee of jurisdiction for Marathon County parklands, hereafter referred to as the "Commission" under this subchapter.
- (b) *County park.* The terms "County park" and "park" mean all lands and water previously and subsequently acquired by the County for park or recreational purposes or placed under the jurisdiction of the Commission and including without limitation, parks, beaches, and privately owned lands, the use of which has been granted or leased to the County for park, recreational or like public purposes under this subchapter.

(2) *Scope.*

- (a) The provisions of this subchapter shall apply to all lands, structures and property owned, leased or administered by the County and under the management, supervision and control of the Commission, except that Marathon Park shall be subject to the right of the Marathon County Agricultural Society to hold an annual fair.
- (b) The Commission is organized pursuant to §§ 27.02 through 27.05, 27.075 and 27.08, Wis. Stats., and any subsequent amendments thereto.

(3) *Director.* The Wausau and Marathon County Parks, Recreation, and Forestry Department, whose head shall be the Director, shall be the administrative or executive agency of the Commission. The Director shall be the authorized agent of the Commission as referred to in this subchapter.

(4) *Closing hours.* No person shall enter or be in any County park between 11:00 p.m. and 6:00 a.m., except registered campers in or en route to designated campgrounds; persons transporting watercraft to and from designated boat landings are permitted at any hour; and persons in attendance of an event involving rental of a shelter shall be allowed to remain within the park until midnight.

(5) *Fees, charges and deposits.*

- (a) *Fee schedule.* No person shall use any facility, shelter, land or area for which a fee or charge has been established by the Commission without payment of such a fee or charge.
- (b) *Deposits.* Shelters or facilities will be reserved upon completion and approval of a use agreement; payment of the rental fee; and payment of the security deposit and/or key deposit if applicable. The key and security deposit will be subject to retention, in whole or part, by the Commission, if the key is not returned; the shelter or facility has been subjected to abuse; inadequately cleaned; or used in violation of current facility use regulations.

(6) *Additional rules, permits, exceptions.*

- (a) *Additional rules.* Rules and regulations may be made governing the use and enjoyment of all lands, structures and property owned, leased or administered by the County and under the management, supervision and control of the Commission. Any person who shall violate such rules or regulations or who refuses to subject himself or herself thereto may be excluded from the use of such facilities. No person shall disregard posted rules and regulations or engage in any activity contrary to posted notice.
- (b) *Permits.* Any person to whom a permit has been issued by the Director shall be bound by the provisions of all ordinances of Marathon County as fully as though the same were inserted in

each permit. Any permit issued by the department must be displayed as directed by the Commission

- (c) *Exceptions.* Nothing in this chapter shall prohibit or hinder the Commission, its Director, Supervisors, Park Managers, Rangers or other authorized agents or any law enforcement officers from performing their official duties.

(7) *Public utilities and private construction.*

- (a) *Public utilities.* The location of all sewers and receivers, gas pipes, water pipes, stopcock boxes, hydrants, lamp posts, telegraph, telephone and electric power posts and lines, manholes, conduit and pumps within any park or parkway shall be subject to the jurisdiction and control of the Commission; and their construction, erection, repair or relocation shall be undertaken only after written permission is received from the Commission.

- (b) *Private construction.*

1. No curb, whether stone, concrete or grass, shall be cut for the purpose of constructing a private driveway across any parkway border nor for any other purpose, without written permission of the Commission.
2. The location, width, grade and construction of all paths, driveways and roadways across any sidewalk border along any parkway shall be subject to the approval of and constructed only after written permission is obtained from the Commission.
3. Every person who receives a permit to open a trench, cut a curb or deposit materials in or upon any park or parkway shall at all times after such work has been commenced or materials deposited and until the same has been completed and all accumulations of materials resulting from such work have been removed so guard and protect the same that persons driving or passing along the roadway or sidewalk in the vicinity of the place where the work is being done shall not be likely to meet with any accident therefrom; and shall from sunset to sunrise while such work is in progress cause the same to be securely fenced and guarded by a warning light or lights placed in a conspicuous position and so secured that the same shall not be extinguished.

(O-7-01; O-8-03; O-16-13; O-4-19)

Sec. 19.02. - Public meetings and sales.

(1) *Public meetings.*

- (a) Any person desiring to hold a public meeting of any kind in any park shall first obtain a permit from the Commission or its authorized agent. The permit shall be applied for not less than 48 hours prior to the scheduled event.
- (b) Permits will be granted for the purpose of holding any lawful public assembly in accordance with published regulations governing the reasonable use of parks.

(2) *Sales.* No person shall sell or offer for sale any goods, merchandise or service in any park, except as authorized by the Commission and when holding proper licenses.

(3) *Soliciting boat rides.* No person shall use in any manner the dock, pier, wharf, boat landing, mooring facilities in or the waters in or immediately adjacent to any County park for the purpose of soliciting rides of any kind unless authorized by the Commission.

(4) *Posting bills or advertising.* No person shall distribute or post bills or advertisements in any park without written consent of the Commission.

(O-7-01; O-4-19)

Sec. 19.03. - Personal conduct and nuisances.

- (1) *Personal conduct.* No person shall engage in violent, abusive, indecent, profane, boisterous, unreasonably loud or otherwise disorderly conduct under circumstances in which the conduct tends to cause or provoke a disturbance in any County park.
- (2) *Property of others.* No person shall disturb, molest or remove the property or personal effects of others.
- (3) *Unreasonable noise.* No person shall make or cause to be made any unreasonably loud sounds or noises under circumstances which tend to annoy or disturb others. No person shall operate a **any sound truck, loudspeaker, generator, chainsaw, or other device that produces excessive, loud or unusual noises** within any County park except upon written permit issued by the Commission or its authorized agent upon such terms and conditions as will ensure that the public peace and order will not be unreasonably disturbed.
- (4) *Jumping and diving.* No person shall jump, dive, or otherwise launch themselves from any bridge, ~~or~~ approach, **rope or other device similar to a rope swing** thereto into any body of water within any County park.
- (5) *Swimming and wading.* No person shall swim or wade within 50 feet of boat launch ramps at any County park except for the express purpose of launching or landing watercraft.
- (6) *Docks and piers.* No person shall use docks or piers adjacent to any boat landing in any manner as to obstruct or hinder the launching, landing, loading or unloading of watercraft.
- (7) *Obstructing.* No person shall knowingly obstruct a ranger or any law enforcement officer while the ranger or law enforcement officer is doing any act in an official capacity and with lawful authority. Obstruct includes without limitation knowingly giving false information with intent to mislead the ranger or law enforcement officer in the performance of duty including the issuance of any citation.
- (8) **Drones.** No person shall utilize a drone within a County Park except upon written permit issued by the Commission or its authorized agent. (a) **Permits shall be issued for the following uses.**
  1. **(b) Permit duration is Seven (7) days.**
  - (c) All permits shall contain such terms and conditions as to not photograph, record, or observe someone in a place where they have a reasonable expectation of privacy.**

(O-7-01; O-8-03; O-16-13)

Sec. 19.04. - Destruction, entry, cleaning and refuse.

- (1) *Destruction and entry.*
  - (a) *Deface, remove or destroy.* No person shall disturb, molest, deface, remove or destroy any trees, shrubs, plants, or other natural growth, or natural or archeological feature; disturb or remove shoreline rip-rap; carve on any rocks, archaeological or geological features, signs, walls or structures; drive nails in trees or move, deface or vandalize in any manner any structures including buildings, signs, fences, tables or other County property. Edible fruits, nuts, wild mushrooms and wild asparagus may be picked or gathered without a permit, except on State Natural Areas.
  - (b) *Prospecting prohibited.*
    1. In this subsection, the term "prospecting" means exploring for the presence of rocks, minerals or fossils by means of relocation, removal or displacement of soil or other organic or inorganic materials.

2. No person may collect, or engage in prospecting for, rocks, minerals, or fossil materials located on any Marathon County Park land or the bed of any body of water located thereon.
- (c) *Entry and manipulation.* No person shall enter in any way any building, installation or area that may be under construction or locked or closed to public use or molest or manipulate any water control structure, dam or culvert or enter or be upon any building, installation or area after the posted closing time or before the posted opening time or contrary to posted notice in any County park.
- (2) *Cleaning and refuse.*
    - (a) *Washing.* The washing of cars, persons, pets, cooking utensils or clothing is prohibited in any lakes, streams or on any picnic grounds, beaches, playgrounds, recreation areas, boat landings, parking lots or roadways or within 50 feet of any pump, fountain or drinking water outlet in any County park. The washing of persons, cooking utensils and clothing shall be permitted at designated campgrounds or at other authorized and posted locations.
    - (b) *Fish and game cleaning.* No person shall clean, butcher, scale or skin any fish, game, livestock or poultry in any County park except that fish may be cleaned at designated fish cleaning tables provided for such purposes. Refuse from such cleaning operations shall be suitably wrapped or packaged and deposited in the refuse containers provided for that purpose.
    - (c) *Refuse.*
      1. No person shall deposit or leave any garbage, sewage, or other waste material upon any body of water or other area in any County park except in an appropriate solid waste or recycling container.
      2. No person shall upset or turn over the contents of any solid waste or recycling container in any County park.
      3. Charcoal residue or wood ash shall be left in a grate or fireplace until cool or placed in receptacles provided for such purposes.
      4. No person shall deposit or leave any residential or commercial waste material in any waste receptacle or other area in any County park.
    - (d) *Dispensing beverages.* No vendor shall dispense beverages in any cup, glass, flask, bottle or other container made of glass or other shatterable material designed or used for holding a beverage at any outdoor fair, game, attraction, event, or public function. This prohibition does not apply to vendors at any of the above-listed activities serving sit-down meals where the beverage containers are washed and reused. All beverage vendors at any of the above-listed activities shall use recyclable beverage containers and provide adequate collection facilities for the recycling of all beverage containers so used.

(O-7-01; O-8-03; O-17-14)

Sec. 19.05. - Vehicles.

- (1) *Vehicular traffic.*
  - (a) No person shall operate any vehicle at a speed in excess of 15 mph or contrary to official traffic signs in any County park or County trail unless governed by Sec. 7.125 of Marathon County Code of Ordinances.
  - (b) No person shall operate a motor vehicle in an abusive, boisterous, unreasonably loud or otherwise disorderly manner under circumstances which tend to cause or provoke a disturbance. Such conduct shall include, but not be limited to, conduct which tends to disturb, annoy or endanger one or more persons because of unnecessary or deliberate spinning of wheels, squealing of tires, revving of engine, blowing the horn, causing engine to backfire or

causing vehicle while commencing to move or in motion to raise one or more of its wheels, tracks or skis off the ground or operate at an unreasonable or imprudent speed in any County park.

- (c) No person shall operate or park any motor vehicle except as provided in this subchapter, upon any bridle path, hiking trail, beach area, playground, picnic area or any other area other than established roads, parking areas, boat ramps and service areas or contrary to posted notice or within any park seasonally closed to vehicular traffic.
- (d) No person shall operate a snowmobile as defined in § 340.01(58a), Wis. Stats., in any County park, except on snowmobile trails approved by or for events authorized by the Commission.

(e) No person shall operate an ATV or UTV as defined in § 340.01 (2g), Wis. Stats., in any County Park, except on paved roads.

(f) No other motorized vehicles other than an ATV or UTV shall be operated on a designated ATV/UTV trail on park property or County trail with the exception of authorized personnel in the performance of their duties.

(g) No person may operate a motorized vehicle on County property when rules are posted by the Commission or its authorized agent.

(2) *Parking.*

- (a) No person shall park, stop or leave standing, whether attended or unattended, any vehicle, obstruction or watercraft:
  - 1. In any manner as to block, obstruct or limit the use of any road, trail, sidewalk, parking lot, boat landing, waterway or winter sport facility.
  - 2. Outside of any area provided for such purposes when it is practical to use such areas.
  - 3. Contrary to posted notice.
- (b) No person shall park, stop or leave standing any vehicle, whether attended or unattended, whether temporarily or otherwise, in areas reserved, by official traffic signs indicating the restriction, for vehicles displaying registration plates or identification cards which designates the vehicle as a vehicle used by a physically disabled person as defined in § 346.505, Wis. Stats.
- (c) No person shall park, stop or leave standing any vehicle, whether attended or unattended, whether temporary or otherwise, in areas designated as fire lanes with signs or marked curbs.
- (d) The forfeiture for a violation of paragraph (a) shall be \$10.00. The forfeiture for a violation of paragraph (b) or (c) shall be \$30.00. In the event that the violator fails to appear in court on the date and time indicated on the citation, or fails to enter a "not guilty" plea by mail by the court date, or fails to stipulate to the violation by posting the forfeiture required in the office of the Marathon County Clerk of Courts, at the address indicated on the citation by the court date, said forfeiture shall be ordered by the court in default and shall be increased by the amount of \$30.00 as a penalty for failure to pay in a timely fashion, for a total forfeiture of \$40.00 for a violation of paragraph (a) and \$60.00 for a violation of paragraph (b) or (c).
- (e) The provisions of § 345.28, Wis. Stats., and any subsequent amendments thereto, are specifically adopted and incorporated herein by reference. If the alleged violator fails to pay the amount of the forfeiture as provided herein, or to appear in court, the County may take any or all of the actions authorized under § 345.28, Wis. Stats.
- (f) The registered owner of a vehicle is deemed to have authorized the parking of a vehicle found parked in violation of this subsection.

(g). Any vehicle or watercraft in violation of subsection 19.05(2)(a) may be towed off the property and stored at the owner's expense.

- (3) *Abandoned vehicles.* No person shall leave any vehicle unattended without approval of the Commission or its authorized agent for more than 48 hours under such circumstance as to cause the vehicle to reasonably appear to have been abandoned. An abandoned vehicle shall constitute a public nuisance and be subject to removal at the owners expense. Removal of the vehicle shall not relieve the owner or the operator of the vehicle from any penalty incurred because of such violation.

(O-7-01; O-8-03)

Sec. 19.06. - Fires, fireworks, firearms, projectiles.

- (1) *Fires.*

(a) *Marathon Park.*

1. Except for cooking with charcoal, gas or liquid fuel on commercially manufactured portable metal grills or stoves, there shall be no open fires in Marathon Park, except as provided in paragraph 3.
2. Portable metal grills and stoves acceptable in Marathon Park shall include only commercially manufactured devices intended for cooking. Homemade devices or manufactured portable fire places or other manufactured devices, which have been modified by the user, shall not be used.
3. Fires other than those provided for in paragraph 1 may be made by permit only. Said permit must be obtained from the Wausau City Fire Department pursuant to the Wausau Municipal Code.

(b) *Other County Parks.*

1. No person shall start, tend or maintain any fire or burn any refuse except at designated fireplaces, fire rings or permanent grills within any county park other than Marathon Park.
2. Fires for cooking or heating may be made in portable metal stoves, heaters, grills or fireplaces at picnic areas or designated campgrounds.

(c) No person shall abandon any fire or leave any fire unattended or throw away any matches, cigarettes, cigars, pipe ashes or embers without first extinguishing them. No person shall start, tend or use in any manner any fire contrary to posted notice in any county park.

- (2) *Fireworks.* No person shall possess or discharge any fireworks regulated by § 167.10(1), Wis. Stats. in any County park except that exhibitions of fireworks given under the direction or by the permission of the Commission or its authorized agent are permitted.

- (3) *Firearms.*

(a) No person shall discharge any firearm as defined in §167.31(1)(c), Wis. Stats., or airgun as defined in §939.22, Wis. Stats., or any bow in any County park, except that portion of Shooting Range Park north of Four Mile Creek where the use of firearms, airguns or bows is permitted on designated ranges in accordance with posted regulations.

(b) Unless other facts and circumstances that indicate a criminal or malicious intent on the part of the person apply, a person is not in violation of, and may not be charged with a violation of, this section for loading, carrying, or going armed with a firearm, without regard to whether the firearm is loaded or is concealed or openly carried.

(c) This section does not apply and may not be enforced if the actor's conduct is justified or, had it been subject to a criminal penalty, would have been subject to a defense described in §939.45, Wis. Stats.

- (d) No person, except a law enforcement officer, shall enter any building, facility, or location open to the public that is restricted by state law or posted as a no firearms or concealed weapons location while possessing, carrying, or concealing a firearm or weapon, whether with or without a state permit.
- (4) *Shooting range park.*
  - (a) No person shall discharge any firearm, airgun or bow in any area within Shooting Range Park not specifically designated for such use or contrary to posted regulations or contrary to verbal orders given by the Rangemaster on duty. This paragraph shall apply to any person discharging any firearm at a rate of fire deemed unsafe in the judgment of the Rangemaster, including bump firing to simulate the discharge of automatic firearms.
  - (b) No person shall possess or discharge any fully automatic or machine gun or load or discharge any firearm deemed unsafe in the judgment of the Rangemaster or load any firearm with or discharge any armor piercing or incendiary ammunition at Shooting Range Park. This paragraph shall not apply to authorized military or law enforcement training exercises.
  - (c) No person shall engage in any sport or activity while in possession of an uncased firearm, airgun or bow which, in the judgment of any law enforcement officer or the Rangemaster, constitutes a safety hazard.
- (5) *Throwing or shooting projectiles.* No person shall throw or shoot an arrow, knife, stone, paintball or other projectile, by hand or any other means, in any County park. This subsection shall not apply to arrows used on archery ranges authorized by the Commission.

(O-17-98; O-7-01; O-8-03; O-10-11; O-16-13)

Sec. 19.07. - Animals.

- (1) *Animals in public facilities.*
  - (a) *Restricted.* No person having immediate custody, care or control of a dog or other animal, shall permit said animal to enter and/or remain in any public park building, bathing beach, the Marathon County Sports Complex, the Marathon Park Amphitheater or playground safety surface area in any County park, except assistance dogs or animals being used or trained to assist emergency services workers or as authorized by the Commission.
  - (b) *Definitions.* The following terms shall have the meanings indicated:
    - Assistance dog.* Any dog that has been or is being trained as a guide dog, hearing dog, or service dog. Such terms are further defined as follows:
      - Guide dog.* Any dog that has been or is being specially trained to aid a particular blind or visually impaired person.
      - Hearing dog.* Any dog that has been or is being specially trained to aid a particular deaf or hard of hearing person.
      - Service dog.* Any dog that has been or is being specially trained to aid a person with a disability other than sight or hearing.
- (2) *Animals running at large.* No person shall allow a dog or other animal to run at large in any County park. The animal shall be considered as running at large unless it is on a leash no more than 16 feet in length, is in or upon a vehicle, is in or on the property of its owner or another who does not object to the presence of such animal, or is part of a 4-H project, is on a display for judging purposes, is in an itinerant or transient carnival, circus or other like show, is in a dog or cat show or trial, or is part of the program of a public or private educational institution as authorized by the Commission. **or in designated areas as set by the Commission.**

- (3) *Howling animals.* No person shall own, keep, possess or harbor a dog or other animal in any County park which by frequent or habitual howling, yelping, barking or wailing disturbs other persons.
- (4) *Animal feces.*
- (a) The owner or person having immediate care, custody or control of a dog or other animal shall promptly remove and dispose of, in a sanitary manner, any feces left or deposited by the animal upon any County park.
- (b) No person shall permit a dog or other animal to be in any County park unless such person has, in his immediate possession, an appropriate means of removing animal feces.
- (5) *Horses.*
- (a) No person shall ride or use a horse or other beast of burden in any manner in any County park, except on designated bridle trails or for events authorized by the Commission.
- (b) No person shall ride or use a horse or other beast of burden in a careless, negligent or reckless manner so as to create a nuisance or to endanger the life, property or person of others.
- (6) *Hunting and trapping.*
- (a) *Restricted.* No person shall take, catch, kill, hunt, trap, pursue or otherwise disturb any wild animals or birds in any County park, except that waterfowl, as that term is defined herein, may be hunted from a blind, as that term is defined herein, in accordance with applicable State statutes and applicable provisions of the Wisconsin Administrative Code setting forth regulations of the Department of Natural Resources, placed below the ordinary high watermark, as that term is defined herein, at Big Eau Pleine and Ashley Parks. A blind may be established not more than seven days prior to the opening of the waterfowl hunting season and must be removed by the owner within seven days after the close of the season. Any blind on park property used in hunting waterfowl must bear the name, address, and phone number of the owner affixed permanently to the blind in lettering one inch square or larger.
- (b) *Definitions.* The following terms shall have the meanings indicated:
- Blind.* Any permanent structure used in hunting waterfowl, which is not removed at the end of hunting hours each day.
- Ordinary high watermark.* The point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark, such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation or other easily recognized characteristic. Where the bank or shore at any particular place is of such character that it is difficult or impossible to ascertain where the point of ordinary high-water is, recourse may be had to the opposite bank of a stream or to other places on the shore of a lake or flowage to determine whether a given stage of water is above or below the ordinary high watermark.
- Waterfowl.* Includes wild geese, brant, wild ducks, rails, coots, gallinules, jacksnipe, woodcock, plovers, sandpipers and wild swan.
- (c) *Penalty.* Violations of this subsection shall be punishable as provided in § 19.14 of this chapter relating to hunting and trapping violations.

(7) No person shall feed a wild animal within the parks.

(O-15-90; O-7-01; O-8-03; O-16-13; O-13-15)

Sec. 19.08. - Athletics.

- (1) *Golf and archery.* No person shall use golf or archery equipment within any County park or parkway except upon golf facilities or archery ranges established by the Commission.
- (2) *Roller skates, skateboards, and scooters.* No person shall ride, push or travel upon roller skates, in-line skates, skateboards, or scooters within any public buildings or on any facilities not specifically intended for such use including, but not limited to: tennis courts, benches, tables, bleachers or on docks and piers adjacent to any boat landing within any County park, except in designated areas and in accordance with posted regulations.
- (3) *Ice skating.* No person shall play or practice hockey, broomball or any other games or sports that may interfere with casual ice skaters, when casual skaters are present on outdoor ice skating rinks established by the Commission, except hockey and broomball may be played on designated hockey rinks.

(4) *Hiking, walking or running on ski trails.* No person shall hike, walk or run on cross-country ski trails during that period of the year when such trails are open for cross-country skiing unless in the case of an emergency or injury.

(O-7-01; O-8-03)

Sec. 19.09. - Beaches.

- (1) *Food and beverage.* No person shall carry or consume any food or beverages on any bathing beach or in the water adjacent to any bathing beach in any County park except in designated areas.
- (2) *Boundary buoys.* No person shall disturb or molest a bathing beach boundary buoy or marker in any swimming beach in any County park or moor or cause to be within that area of water enclosed by boundary buoys any boat, raft or craft used to transport persons.
- (3) *Beach athletics.* Except in locations designated for such purpose, no person shall engage in any athletic game or sport or in any activity upon a bathing beach or in the water when injury or inconvenience to others might result therefrom.
- (4) *Bathing dress.* No swimmer or bather shall enter the water or onto any bathing beach unless clothed in a suitable bathing dress or suit.
- (5) *Changing clothing.* No person shall change clothes, except in beach houses or other enclosed places.

(6) *Fishing.* No person may fish in any marked swimming beach area.

(7) *Glass Containers.* Container made of glass or other shatterable material are prohibited.

(O-7-01)

Sec. 19.10. - Camping.

- (1) *Definitions.* The following terms shall have the meanings indicated:

*Campground, designated.* Any tract of land designated exclusively for camping.

*Campground, general.* Any tract of land designated for camping by camping parties.

*Campground, group.* A campground which may be reserved for use by an assemblage of one or more families, nonfamily groups or juvenile groups.

*Camping or camp.* The use of a shelter such as a tent, trailer, motor vehicle, tarpaulin, bedroll or sleeping bag for temporary residence or sleeping purposes.

*Camping party.* Any individual, family, or nonfamily group occupying a campsite.

*Camping unit.* Any single shelter except bedrolls and sleeping bags used for a camp by a camping party.

*Campsite.* A segment of a campground which is designated for camping use by a camping unit or camping party.

*Closed shelter.* Any building or structure capable of being closed to public access and reserved for public or private group activities.

*Family.* A camping party composed of a parent or parents with their unemancipated children.

*Individual group.* A camping party of not more than five unrelated persons occupying one camp site.

*Juvenile group.* A camping party composed of not more than ten juveniles under the leadership of an adult.

*Nonfamily group.* A camping party composed of five or less persons who do not meet the definition of family.

(2) *Camping regulations.*

- (a) *Camping prohibited.* Camping is prohibited in all County parks, except at designated campgrounds, or other areas authorized by the Commission.
- (b) *Designated campgrounds.* Designated campgrounds are those general and group campgrounds in Big Eau Pleine, Dells of the Eau Claire and Marathon Parks.
- (c) *Camping permit.* No person shall set up camp prior to completing and displaying a camping permit. All camping fees shall be prepaid for the permit period prior to occupying the campsite as provided in subsection 19.01(5)(a) of this chapter relating to a fee or charge established by the Commission.
- (d) *Camping limited, designated campgrounds.* No person shall camp and no camping unit shall remain in a designated campground for a period greater than 14 consecutive days. The camping unit shall be removed from the property for at least 7 days before being eligible to return.
- (e) *Campsite occupancy.*
  1. No more than one camping party shall occupy a single campsite.
  2. No camping party consisting of a nonfamily group shall exceed five persons.
- (f) *Campsite changes.* No camping party shall move from its assigned campsite to another campsite without prior approval.
- (g) *Camping permit expiration.* All camping permits expire at 3 p.m. on the last day of the permit period.
- (h) *Camping permit extensions.* Extensions within the 14 day limit may be granted on camping permits. Extensions shall be obtained prior to 10 a.m. on the expiration date of the permit.
- (i) *Campsite entry hours.* No camping party shall start setting up or taking down its camping unit between the hours of 11 p.m. and 6 a.m.
- (j) *Campsite parking.* No person shall park any motor vehicle outside the parking area designated at each campsite and not more than two motor vehicles are permitted to any campsite except that as many as five motorcycles are permitted for members of a camping party registered as a nonfamily group.
- (k) *Campsite reservations.* Campsite reservations will be accepted only for group campgrounds and designated campsites within a general campground.

- (l) *Camping party membership.* No person shall obtain a camping permit for use by a camping party of which he is not a member in a general campground.
- (m) *Campsite capacity.* No more than one travel trailer, pickup truck camper or motor home shall occupy a campsite. Pickup campers or motor homes towing a trailer shall be treated as a single unit.
- (n) *Camping contrary to posted notice.* No person shall camp on any lands under the management, supervision or control of the Commission contrary to posted notice.
- (o) *Camping violations.* Violation of any State law or any rules of the Commission by a member of a camping party is cause for revocation of the camping permit.
- (p) *Campground quiet hours.* No person shall make or cause to be made any unreasonable sounds or noises in or adjacent to any designated campground as provided in subsection 19.03(3) of this chapter between the hours of 10:00 p.m. and 6:00 a.m. **Beaches and shelters are closed after park hours except in cases of emergency.**

(O-7-01; O-8-03; O-16-13)

Sec. 19.11. - Boating.

- (1) *Mission Lake boating regulations.*
  - (a) *Speed limit.* No person shall operate any watercraft in excess of five mph on Mission Lake, Town of Reid.
  - (b) *Mooring.* No person shall moor any watercraft for more than 24 hours on the water adjacent to or on the shore of Mission Lake Park.
- (2) *Motorboats, Sunny Vale Lake.* No person shall operate a motorboat of any kind in any manner on Sunny Vale Lake within Sunny Vale Park.
- (3) *State boating and water safety laws adopted.* The statutory provisions describing and defining regulations with respect to water traffic, boats, boating and related water activities and safety found in § 30.68, Wis. Stats., Restricted Areas, are hereby adopted and by reference made a part of this section.

Sec. 19.12. - Jurisdiction over minors and underage persons.

Any and all County ordinances conferring jurisdiction on the Circuit Court for persons 12 years of age or older, including all subsequent amendments and/or revisions thereto, are hereby adopted and by reference made a part of this section.

(O-7-01)

Sec. 19.13. - Legal action.

- (1) *Civil action.* Whenever an arrest shall have been made or any violation shall occur, the District Attorney shall prosecute as provided by law.
- (2) *Arrest powers.* Any law enforcement officer of the County or any of its municipal subdivisions may without a warrant arrest any offender whom he may detect in the violation of any of the provisions of this chapter and take the person so arrested immediately before a magistrate having competent jurisdiction and he shall have at all times the right to enter the premises of any building, structure or enclosure in any park or parkway, including such grounds, buildings, structures or enclosures which may be leased or set aside for private or exclusive use of any individual or group of individuals for the purpose of arresting violators and may use all necessary means to attain that end.

(3) *Citation.*

- (a) *Authority to issue.* Citations for violations of this chapter may be issued by any law enforcement officer or by the Director and those administrative, supervisory or managerial Wausau and Marathon County Parks, Recreation, and Forestry Department personnel delegated by the Director and listed below:

Assistant Director of Operations;

Assistant Director of Community Services;

~~Operations Superintendent – Customer Service;~~

~~Operations Superintendent – Maintenance and Development;~~

Facility Managers;

~~Chief Ranger/Motorized Recreation Coordinator Administrator.~~

- (b) *Format.* The citation issued for violations of this chapter shall be Parks, Recreation and Forestry Department Form P-451, "Uniform Citation" or equivalent, except for certain violations of §§ 19.12 and 19.23, where State Form GF-116, "Wisconsin Uniform Citation Underage Alcohol Offenses or Harassment" or current equivalent, shall be used.

(O-7-01; O-8-03; O-16-13; O-12-15)

Sec. 19.14. - Schedule of cash deposits, County parks.

Section	Title	Deposit
19.01(4)	Closing Hours	\$30.00
19.01(5)	Fees, Charges and Deposits	20.00
19.01(6)(a)	Additional Rules	20.00
19.01(7)(b)	Private Construction	50.00
19.02(1)	Public Meetings	40.00
19.02(2)	Sales	40.00
19.02(3)	Soliciting Boat Rides	40.00
19.02(4)	Posting Bills or Advertising	40.00
19.03(1)	Personal Conduct	40.00
19.03(2)	Property of Others	50.00

19.03(3)	Unreasonable Noise	20.00
19.03(4)	Jumping and Diving	20.00
19.03(5)	Swimming and Wading	10.00
19.03(6)	Docks and Piers	10.00
19.03(7)	Obstructing	40.00
19.04(1)(a)	Deface, Remove or Destroy (Plus Restitution for Damages)	50.00
19.04(1)(b)	Prospecting Prohibited	50.00
19.04(1)(c)	Entry and Manipulation	30.00
19.04(2)(a)	Washing	20.00
19.04(2)(b)	Fish and Game Cleaning	20.00
19.04(2)(c)	Refuse	50.00
19.04(2)(d)	Dispensing Beverages	50.00
19.05(1)	Vehicular Traffic	40.00
19.05(3)	Abandoned Vehicles	40.00
19.06(1)	Fires	30.00
19.06(2)	Fireworks	30.00
19.06(3)	Firearms	50.00
19.06(4)	Shooting Range Park	50.00
19.06(5)	Throwing or Shooting Projectiles	30.00
19.07(1)	Animals in Public Facilities	10.00
19.07(2)	Animals Running at Large	10.00
19.07(3)	Howling Animals	10.00

19.07(4)	Animal Feces	10.00
19.07(5)	Horses	10.00
19.07(6)	Hunting and Trapping	50.00
19.08	Athletics	10.00
19.09(1)	Food and Beverage	10.00
19.09(2)	Boundary Buoys	50.00
19.09(3)	Beach Athletics	10.00
19.09(4)	Bathing Dress	10.00
19.09(5)	Changing Clothing	10.00
19.10(2)(a)	Camping Prohibited	20.00
19.10(2)(c)	Camping Limited, Camping Permit	20.00
19.10(2)(d)	Camping Limited, Designated Campgrounds	20.00
19.10(2)(e)	Campsite Occupancy	20.00
19.10(2)(f)	Campsite Changes	10.00
19.10(2)(g)	Camping Permit Expiration	10.00
19.10(2)(i)	Campsite Entry Hours	10.00
19.10(2)(j)	Campsite Parking	10.00
19.10(2)(l)	Camping Party Membership	10.00
19.10(2)(m)	Campsite Capacity	10.00
19.10(2)(n)	Camping Contrary to Posted Notice	20.00
19.10(2)(p)	Campground Quiet Hours	20.00
19.11(1)	Mission Lake Boating Regulations	30.00
19.11(2)	Motor Boats, Sunny Vale Lake	30.00

19.11(3)	State Boating and Water Safety Laws Adopted	50.00
----------	---	-------

(O-7-01; O-8-03; O-16-13; O-17-15; O-4-19)

## WAUSAU CITY PARKS

### Sec. 19.15. - General administration and terms.

(1) *Terms.*

- (a) *Park and Recreation Committee.* The term "Park and Recreation Committee", composed of five members, is the committee of jurisdiction for City of Wausau parklands, hereafter referred to as the "Committee" in this subchapter.
  - (b) *City parks.* The terms "City park", "Wausau parks" and "park" mean all lands and water previously and subsequently acquired by the City of Wausau for park or recreational purposes or placed under the jurisdiction of the Committee and include, without limitation, parks, boulevards, triangles, swimming pools and privately owned lands, the use of which has been granted or leased to the City for park, recreational or like public purposes under this subchapter.
  - (c) *Director.* The Wausau and Marathon County Parks, Recreation, and Forestry Department, whose head shall be the Director, shall be the administrative or executive agency of the Committee. The Director shall be the authorized agent of the Committee as referred to in this subchapter.
- (2) *Scope.* The provisions of this subchapter shall apply to all lands, structures and property owned, leased or administered by the City of Wausau and under the management, supervision and control of the Committee.
- (3) *Closing hours.* No person shall enter or be in any City park between 11:00 p.m. and 6:00 a.m., except persons in attendance of an event involving rental of a shelter or participation in a sanctioned special event shall be allowed to remain within the park until midnight or as allowed by the event agreement. Persons traveling on the River Edge Trail or on walkways traversing The 400 Block and persons transporting watercraft to and from designated boat landings are permitted at any hour. [WMC 9.20.020(b)]
- (4) *Permit to plant, remove, maintain and protect trees and shrubs.* No person shall plant trees or shrubs in any public area within the City of Wausau unless a written permit is first obtained from the City Forester. No person shall trim, prune, remove, treat, spray, inject, fertilize, brace, do surgery work, cut above or below ground or otherwise disturb any tree or shrub in any public area without obtaining a written permit from the City Forester. The permittee shall adhere to the arboricultural specifications and standards of workmanship set forth in the permit. A permit shall not be required to water trees and shrubs. [WMC 12.56.080]
- (5) *Fees and charges.* No person shall use any facility, shelter, land or other area, for which a fee or charge has been established by the Committee, without payment of such fee or charge prior to the use. [WMC 9.20.020(i)]
- (6) *Additional rules.* Rules and regulations may be made governing the use and enjoyment of all lands, structures and property owned, leased or administered by the City of Wausau and under the management, supervision and control of the Committee. No person shall disregard posted rules and regulations or engage in any activity contrary to posted notice. Any person who shall violate such rules and regulations or who refuses to subject himself or herself thereto may be excluded from the use of such facilities. The decision of the Director to exclude individuals from use of park facilities

shall be final and the City of Wausau elects not to be bound by the provisions of Chapter 68, Wisconsin Statutes, with respect to administrative procedure in this regard. [WMC 9.20.020(o)]

(O-7-01; O-8-03; O-16-13; O-4-19)

Sec. 19.16. - Public meetings and sales.

- (1) *Public meetings.* No person shall give or take part in any entertainment or exhibition or hold any public meeting or engage in public speaking in any City park without written consent of the City of Wausau. [WMC 9.20.020(d)]
- (2) *Sales.* No person shall sell or offer for sale any goods, wares or merchandise in any City park, except as authorized by the City of Wausau and when holding proper licenses. [WMC 9.20.020(e)]
- (3) *Posting bills or advertising.* No person shall distribute or post bills or advertisements in any City park without written consent of the City of Wausau. [WMC 9.20.020(c)]

(O-8-03; O-16-13)

Sec. 19.17. - Personal conduct and nuisances.

- (1) *Personal conduct.* No person shall engage in violent, abusive, indecent, profane, boisterous, unreasonably loud or otherwise disorderly conduct under circumstances in which the conduct tends to cause or provoke a disturbance in any City park. [WMC 9.04.010 adopting § 947.01, Wis. Stats.]
- (2) *Unreasonable noise.* No person shall make or cause to be made any unreasonably loud sounds or noises under circumstances which tend to annoy or disturb others. No person shall operate a loudspeaker within any Wausau park, except upon written permit issued by the Committee or its authorized agent upon such terms and conditions as will ensure that the public peace and order will not be unreasonably disturbed. [WMC 9.04.030]
- (3) *Jumping and diving.* No person shall jump, dive, or otherwise launch themselves from any bridge or approach thereto into any body of water within any Wausau park. [WMC 9.22.020]
- (4) *Swimming and wading.* No person shall swim or wade within 50 feet of boat launch ramps at any Wausau park except for the express purpose of launching or landing watercraft. [WMC 9.22.010]
- (5) *Docks and piers.* No person shall use docks or piers adjacent to any boat landing in any manner as to obstruct or hinder the launching, landing, loading or unloading of watercraft. [WMC 9.20.020(k)]
- (6) *Obstructing.* No person shall knowingly obstruct a ranger or any law enforcement officer while the ranger or law enforcement officer is doing any act in an official capacity and with lawful authority. Obstruct includes without limitation knowingly giving false information with intent to mislead the ranger or law enforcement officer in the performance of duty including the issuance of any citation. [WMC 9.20.020(m)]

(O-7-01; O-8-03; O-16-13)

Sec. 19.18. - Destruction, entry, cleaning and refuse.

- (1) *Damage to trees and shrubs.* No person shall in any public area of the City: break, injure, mutilate, kill or destroy any tree or shrub; permit any animal under his control to do so; permit any fire to injure any portion of any tree or shrub; permit any leak to exist in any gas line within the root zone of any tree or shrub; permit any toxic chemical to seep, drain or be emptied on or about any tree or shrub; or permit electric wires to come in contact with any tree or shrub. During building operations, the builder shall erect suitable protective barriers around public trees and shrubs which may be injured after first giving written notice to the City Forester. [WMC 12.56.040]

- (2) *Fastening materials to trees and shrubs.* No person shall fasten any sign, rope, wire or other materials to or around or through any public trees or shrubs in the City of Wausau without obtaining a written permit from the City Forester, except in emergencies. [WMC 12.56.050]
- (3) *Littering.*
  - (a) No person shall throw any glass, rubbish, waste or filth upon the streets, parks or upon the surface of any body of water within the City. [WMC 9.04.040]
  - (b) No person shall upset or turn over the contents of any recyclable or nonrecyclable solid waste container in any City park. [WMC 6.44.070(b)]
  - (c) No person shall deposit or leave any residential or commercial waste material in any waste receptacle or other area in any City park. [WMC 6.44.070(a)]
- (4) *Hot ashes and combustible materials.* No person shall deposit hot ashes, cinders, smouldering coals or greasy or oily substances liable to spontaneous ignition into any combustible receptacle or place the same within ten feet of any combustible material within any City park. [WMC 17.28.010]
- (5) *Dispensing beverages.* No vendor shall dispense beverages in any cup, glass, flask, bottle or other container made of glass or other shatterable material designed or used for holding a beverage at any outdoor fair, game, attraction, event, or public function. This prohibition does not apply to vendors at any of the above-listed activities serving sit-down meals where the beverage containers are washed and reused. All beverage vendors at any of the above-listed activities shall use recyclable beverage containers and provide adequate collection facilities for the recycling of all beverage containers so used. [WMC 6.28.010]
- (6) *Metal and glass beverage containers and carry-ins.* No person shall carry into, possess, or throw any cup, glass, flask, bottle or other container made of glass or other shatterable material designed or used for holding a beverage in or on the amphitheater at Marathon Park, and the grandstand and bleachers at Athletic Park. All beverage vendors must dispense beverages at the above-listed locations in either paper or plastic cups which may be enclosed with snap-on plastic lids only. [WMC 9.20.020(g)]
- (7) *Entry.* No person shall enter in any way any building, facility or area that may be under construction or locked or closed to public use or enter or be upon any building, facility or area after the posted closing time or before the posted opening time or contrary to posted notice in any City park. [WMC 9.20.020(j)]
- (8) *Deface, remove or destroy.* No person shall disturb, molest, deface, remove or destroy any trees, shrubs, plants or other natural growth; disturb or remove shoreline rip-rap; carve on any rocks, archaeological or geological features, signs, walls or structures; drive nails in trees or move, deface or vandalize in any manner any structures including buildings, signs, fences, tables or other park property. Edible fruits, nuts, wild mushrooms and wild asparagus may be picked or gathered without a permit. [WMC 9.20.020(q)]

(O-7-01; O-8-03; O-16-13)

#### Sec. 19.19. - Vehicles.

- (1) *Vehicular traffic.*
  - (a) No person shall operate any vehicle at a speed in excess of 15 mph or contrary to official traffic signs in any City park. [WMC 9.20.010(a)]
  - (b) No person shall, within any City park, by or through the use of a motor vehicle, motorcycle, snowmobile or minibike, under circumstances which tend to cause or provoke a disturbance or annoy one or more persons, engage in violent, abusive, unreasonably loud or otherwise disorderly conduct, including but not limited to unnecessary or deliberate or intentional: spinning of wheels; squealing of tires; revving of the engine; blowing the horn; causing the engine to

backfire; or causing the vehicle, while commencing to move or in motion, to raise one or more of its wheels off the ground. [WMC 10.01.011]

- (c) No person shall operate or park any motor vehicle except as provided in this subchapter, upon any hiking trail, beach area, playground, picnic area or any other area other than established roads, parking areas, boat ramps and service areas or contrary to posted notice or within any City park seasonally closed to vehicular traffic. [9.20.010(b)]
- (d) No person shall operate a snowmobile as defined in §340.01(58a), Wis. Stats., in any City park, except on snowmobile trails approved by or for events authorized by the Committee. [WMC 9.20.010(c)]

(2) *Parking.*

- (a) No person shall park, stop or leave standing, whether attended or unattended, any vehicle, obstruction or watercraft:
  - 1. In any manner as to block, obstruct or limit the use of any road, trail, sidewalk, parking lot, boat landing, waterway or winter sport facility. [WMC 9.20.010(d)(1)]
  - 2. Outside of any area provided for such purposes when it is practical to use such areas. [WMC 9.20.010(d)(2)]
  - 3. Contrary to posted notice. [WMC 9.20.010(d)(3)]
- (b) No person shall park, stop or leave standing any vehicle, whether attended or unattended, whether temporarily or otherwise, in areas reserved, by official traffic signs indicating the restriction, for vehicles displaying registration plates or identification cards which designates the vehicle as a vehicle used by a physically disabled person as defined in § 346.505, Wis. Stats. [WMC 10.01.080(c)]
- (c) No person shall park, stop or leave standing any vehicle, whether attended or unattended, whether temporary or otherwise, in areas designated as fire lanes with signs or marked curbs. [WMC 10.01.080(c)]
- (d) The forfeiture for a violation of paragraph (a) shall be \$10.00. The forfeiture for a violation of paragraph (b) or (c) shall be \$30.00. In the event that the violator fails to appear in court on the date and time indicated on the citation, or fails to enter a "not guilty" plea by mail by the court date, or fails to stipulate to the violation by posting the forfeiture required in the office of the Wausau and Marathon County Parks, Recreation, and Forestry Department at the address indicated on the citation by the court date, said forfeiture shall be ordered by the court in default and shall be increased by the amount of \$30.00 as a penalty for failure to pay in a timely fashion, for a total forfeiture of \$40.00 for a violation of paragraph (a) and \$60.00 for violation of paragraph (b) or (c).
- (e) The provisions of § 345.28, Wis. Stats., and any subsequent amendments thereto, are specifically adopted and incorporated herein by reference. If the alleged violator fails to pay the amount of the forfeiture as provided herein, or to appear in court, the County may take any or all of the actions authorized under § 345.28, Wis. Stats. [WMC 10.01.080(h)]

- (3) *Abandoned vehicles.* No person shall leave any vehicle unattended without approval of the Committee or its authorized agent for more than 48 hours under such circumstance as to cause the vehicle to reasonably appear to have been abandoned. An abandoned vehicle shall constitute a public nuisance and be subject to removal at the owners expense. [WMC 10.08.040] Removal of the vehicle shall not relieve the owner or the operator of the vehicle from any penalty incurred because of such violation. [WMC 10.20.045]

(O-7-01; O-8-03; O-16-13)

Sec. 19.20. - Fires, fireworks, firearms, missiles.

- (1) *Fires.* No fires shall be permitted in any park other than The 400 Block, except for cooking purposes at designated places. No person shall grill on The 400 Block, with the exception of those special events for which waivers are granted upon the recommendation of the public health and safety committee and approval of the Wausau Common Council. Open fires utilizing liquid gas or gas fuels may be permitted on The 400 Block with the written consent of the City of Wausau. [WMC 9.20.020(a)]
- (2) *Fireworks.* Section 167.10, Wis. Stats., regulating the sale and use of fireworks, exclusive of penalties, is adopted by reference as part of this subchapter. [WMC 9.12.010]
- (3) *Firearms.*
  - (a) No person, except a law enforcement officer, shall discharge any firearm, rifle, bow, arrow, spear, spring or air gun of any description in any Wausau park provided that this section shall not prevent the maintenance and use of supervised rifle or pistol ranges or shooting galleries authorized by the Wausau Common Council. This subsection shall be deemed to prohibit hunting in Wausau parks. [WMC 9.08.010(a)]
  - (b) Unless other facts and circumstances that indicate a criminal or malicious intent on the part of the person apply, a person is not in violation of, and may not be charged with a violation of, this section for loading, carrying, or going armed with a firearm, without regard to whether the firearm is loaded or is concealed or openly carried. [WMC 9.08.010(c)]
  - (c) This section does not apply and may not be enforced if the actor's conduct is justified or, had it been subject to a criminal penalty, would have been subject to a defense described in §939.45, Wis. Stats. [WMC 9.08.010(d)]
  - (d) No person, except a law enforcement officer, shall enter any building, facility, or location open to the public that is restricted by state law or posted as a no firearms or concealed weapons location while possessing, carrying, or concealing a firearm or weapon, whether with or without a state permit. [WMC 9.08.030(c)]
- (4) *Throwing or shooting projectiles.* No person shall throw or shoot any object, arrow, stone, snowball or other missile or projectile, by hand or any other means, at any other person or at, in or into any building, street, sidewalk, park, playground or other public place within the City. This subsection shall not apply to archery ranges under the supervision of the Committee. [WMC 9.08.020]

(O-7-01; O-8-03; O-16-13)

Sec. 19.21. - Animals.

- (1) *Animals in public facilities.* No person having immediate custody, care or control of any animal, shall permit said animal to enter and/or remain in or about any designated public park building, bathing beach, or playground safety surface area in any City park, except for a dog specially trained to lead blind or deaf persons or to provide support for mobility-impaired persons. [WMC 9.20.020(h)]
- (2) *Animals running at large.*
  - (a) *Restricted.* No person shall own, keep, possess or harbor a dog or cat or other animal and allow such animal to run at large in any City park. [WMC 8.08.190(a)] The animal shall be considered as running at large when it is not on the premises of its owner, unless it is on a leash no more than six feet in length, is in or upon a vehicle, or is in or on the property of another who does not object to the presence of such animal, is in a park, other than The 400 Block, on a leash no more than 16 feet in length or is part of a 4-H project, is on a display for judging purposes, is in an itinerant or transient carnival, circus or other like show, is in a dog or cat show or trial, or is part of the program of a public or private educational institution, or in an officially designated off-leash area in the following parks:
    1. Oak Island Park - 6:00 a.m. - 9:00 a.m. and 6:00 p.m. - 9:00 p.m.

2. Picnic Island Park - 6:00 a.m. - 9:00 a.m. and 6:00 p.m. - 9:00 p.m.
  3. Memorial Park - 6:00 a.m. - 9:00 a.m. [WMC 8.08.190(b)]
- (b) The 400 Block. No animals shall be allowed in The 400 Block park during organized special events as approved by the city unless one of the following conditions are met:
1. The animal is performing in or on display for an event or show approved as part of a special event;
  2. A person with a disability is being accompanied by an assistance dog trained for that person;
  3. An emergency services worker is being accompanied by a dog trained to assist police, fire or paramedics.
- (c) *Definitions.* The following terms shall have the meanings indicated:
- Assistance dog.* Any dog that has been or is being trained as a guide dog, hearing dog, or service dog. Such terms are further defined as follows:
- Guide dog.* Any dog that has been or is being specially trained to aid a particular blind or visually impaired person.
- Hearing dog.* Any dog that has been or is being specially trained to aid a particular deaf or hard of hearing person.
- Service dog.* Any dog that has been or is being specially trained to aid a person with a disability other than sight or hearing. [WMC 8.08.190(c)]
- (d) No person shall allow a dog or any other animal on cross-country ski trails during that period of the year when such trails are open for cross-country skiing in any City of Wausau park. [WMC 9.20.020(r)]
- (3) *Howling animals.* No person shall own, keep, possess or harbor any animal in any City park which by frequent or habitual howling, yelping, barking or wailing disturbs other persons. [WMC 8.08.230]
- (4) *Animal feces.*
- (a) The owner or person having immediate care, custody or control of a dog or other animal shall promptly remove and dispose of, in a sanitary manner, any feces left or deposited by the animal upon any City park. [WMC 8.08.220(a)]
  - (b) No person shall permit a dog or other animal to be in any City park unless such person has, in his immediate possession, an appropriate means of removing animal feces. [WMC 8.08.220(b)]
- (5) *Removing animals.* No person shall allow a dog or other animal to intimidate any other person from the use or enjoyment of any City park. Evidence that a dog or other animal intimidates persons includes, but is not limited to, such animal not being amenable to control or threatening to attack persons or other animals. Any law enforcement officer or ranger may order the animal be removed from the park. [WMC 9.20.020(p)]
- (6) *Hunting and trapping.* No person shall take, catch, kill, hunt, trap, pursue, feed or otherwise disturb any wild animals or birds in any City park, except that nuisance animals may be trapped upon written consent of the Committee or its authorized agent and in accordance with applicable state statutes and applicable provisions of the Wisconsin Administrative Code setting forth regulations of the Department of Natural Resources. [WMC 9.20.020(n)]

(O-7-01; O-8-03; O-16-13; O-19-14)

Sec. 19.22. - Athletics.

- (1) *Golf*. No person shall play or practice golf in any City park. [WMC 9.20.020(f)]
- (2) *Roller skates, skateboards, and scooters*. No person shall ride, push or travel upon roller skates, skateboards, or scooters within any building or facility not specifically intended for such use including, but not limited to, tennis courts, benches, tables, bleachers or on docks and piers adjacent to any boat landing, except in designated areas and in accordance with posted regulations. [WMC 12.44.035(a)(5)]
- (3) *Ice skating*. No person shall play or practice hockey, broomball or any other games or sports that may interfere with casual ice skaters, when casual skaters are present on outdoor ice skating rinks established by the Committee, except hockey and broomball may be played on designated hockey rinks. [WMC 9.20.020(l)]

(O-7-01; O-8-03; O-16-13)

Sec. 19.23. - Jurisdiction over minors and underage persons.

Any and all County ordinances conferring jurisdiction on the Circuit Court for persons 12 years of age or older, including all subsequent amendments and/or revisions thereto, are hereby adopted and by reference made a part of this section.

(O-7-01)

Sec. 19.24. - Schedule of cash deposits, Wausau parks.

Section	Title	Deposit
19.15(3)	Closing Hours	\$30.00
19.15(5)	Fees and Charges	20.00
19.15(6)	Additional Rules	20.00
19.16(1)	Public Meetings	40.00
19.16(2)	Sales	40.00
19.16(3)	Posting Bills or Advertising	40.00
19.17(1)	Personal Conduct	40.00
19.17(2)	Unreasonable Noise	20.00
19.17(3)	Jumping and Diving	20.00
19.17(4)	Swimming and Wading	10.00
19.17(5)	Docks and Piers	10.00

19.17(6)	Obstructing	40.00
19.18(1)	Damage to Trees and Shrubs (Plus Restitution for Damages)	50.00
19.18(2)	Fastening Materials to Trees and Shrubs	10.00
19.18(3)	Littering	50.00
19.18(4)	Hot Ashes and Combustible Materials	50.00
19.18(5)	Dispensing Beverages	50.00
19.18(6)	Metal and Glass Beverage Containers and Carry-ins	10.00
19.18(7)	Entry	30.00
19.18(8)	Deface, Remove or Destroy (Plus Restitution for Damages)	50.00
19.19(1)	Vehicular Traffic	40.00
19.19(3)	Abandoned Vehicles	40.00
19.20(1)	Fires	30.00
19.20(2)	Fireworks	30.00
19.20(3)	Firearms	50.00
19.20(4)	Throwing or Shooting Projectiles	30.00
19.21(1)	Animals in Public Facilities	10.00
19.21(2)	Animals Running at Large	10.00
19.21(2)(d)	Animals on Ski Trails	10.00
19.21(3)	Howling Animals	10.00
19.21(4)	Animal Feces	10.00
19.21(5)	Removing Animals	30.00
19.21(6)	Hunting and Trapping	50.00
19.22	Athletics	10.00

(O-7-01; O-8-03; O-16-13; O-17-15; O-4-19)

Secs. 19.25—19.29. - Reserved.

## LAKE WAUSAU

Sec. 19.30. - Lake Wausau management committee.

- (1) *Agreement.* Pursuant to § 66.30, Wis. Stats., the Cities of Wausau and Schofield, Village of Rothschild, Towns of Stettin and Rib Mountain and the County enter into an agreement to create the Lake Wausau Management Committee.
- (2) *Membership.*
  - (a) The Committee shall consist of two representatives from each of the participating municipalities and each representative's nomination to the Committee shall be confirmed by its governing body. The term of the representatives shall be for two years. One representative from each participating municipality shall be appointed in an odd year, the other shall be appointed in an even year.
  - (b) Each representative shall have one vote.
- (3) *Purpose.* The Committee shall be organized to:
  - (a) Oversee activities and developments affecting the public health, safety and welfare concerning Lake Wausau and its contiguous waters within the boundaries of the participating municipalities including, but not limited to:
    1. Ways of protecting and enhancing the natural beauty of the lake.
    2. Land uses.
    3. Lake uses.
    4. Conflicting lake uses.
    5. Shoreline management issues.
    6. Water user safety issues.
    7. Long-term water quality goals and issues.
  - (b) Propose uniform ordinances for adoption by the participating municipalities for the protection of the public health, safety and welfare and which will protect or enhance the opportunities for public enjoyment of the lake.
  - (c) Study and make recommendations concerning the provision of uniform law enforcement services on Lake Wausau and its contiguous waters within the boundaries of the participating municipalities.
- (4) *Officers.* The Committee shall elect from its membership a chairman, vice-chairman and secretary. The officers shall be elected at the annual meeting which will occur in May of each year. The terms of the officers shall be for one year.
- (5) *Duties.*
  - (a) *Chairman.* The chairman shall call and preside over all regular and special meetings of the Committee.
  - (b) *Vice-chairman.* The vice-chairman in the absence of the chair shall perform any and all duties of the chair.

- (c) *Secretary.* The secretary shall take minutes and maintain a record of all committee business. The secretary shall also provide for timely publication and distribution of all notices of Committee business.
- (6) *Rules.*
- (a) "Robert's Rules" shall govern all Committee activities, unless otherwise provided herein.
  - (b) A quorum shall be constituted by a majority of the representatives and of the municipality's presence at a Committee activity. A municipality shall be counted as present when one representative from that municipality is present.
  - (c) All appropriate State statutes concerning open meetings and records shall apply to the Committee.
- (7) *Powers.*
- (a) The Committee shall have the power to enter into contracts and agreements upon designation of an appropriate officer to enter into the contracts or agreements. Prior to the execution of contracts, funding shall be obtained from the participating municipalities or from other sources.
  - (b) The officers may at their discretion appoint such committees as shall be necessary from time to time.

(R-36-92)

## **METAL DETECTING GUIDELINES**

### WAUSAU & MARATHON COUNTY PARKS, RECREATION AND FORESTRY DEPARTMENT

1. State and county regulations prohibit the disturbance or damage of natural features and entering closed areas, therefore, some lands may not be open to metal detecting.
2. Metal detecting is not allowed in environmentally sensitive areas and archaeological or historical sites. The Federal Antiquities Act prohibits the disturbance or removal of items of cultural or historical significance on public lands.
3. Presently a permit is not required; the Department, however, expects that anyone participating in this activity will follow the “without a trace” philosophy.
4. Shallow ground probing within the top six inches is permitted, however, removing soil to locate something that is buried, cutting back sod or digging holes is prohibited.
5. Caution must also be exercised because some park and forest properties have buried utilities.
6. To minimize potential conflicts, staff will discourage metal detecting at large events or away from rented facilities.
7. When possible, staff will check with property manager or facility reservation schedule and direct the metal detecting public away from large public events and private reservations.
8. Metal detecting is prohibited at large public events or near shelters that have been reserved for private events.

# WISCONSIN'S E-BIKE LAW



## WISCONSIN'S E-BIKE LAW FOR THE ROAD

- » E-bikes are regulated like bicycles. The same rules of the road apply to both e-bikes and human-powered bicycles.
- » E-bikes are not subject to the registration, licensing or insurance requirements that apply to motor vehicles.
- » Wisconsin designates three classes of e-bikes:
  - Class 1: Bicycle equipped with a motor that provides assistance only when the rider is pedaling, and that ceases to provide assistance when the e-bike reaches 20 mph.
  - Class 2: Bicycle equipped with a throttle-actuated motor, that ceases to provide assistance when the e-bike reaches 20 mph.
  - Class 3 : Bicycle equipped with a motor that provides assistance only when the rider is pedaling, and that ceases to provide assistance when the e-bike reaches 28 mph.
- » Persons under 16 years of age may not operate a Class 3 e-bike.
- » Local governments have the authority to restrict the use of e-bikes under motor power on bike paths. When in doubt, check with your town, city, or county for local rules and regulations.

\* The following Wisconsin laws are referenced: Wis. Stat. § 340.01; § 346.806

## eMTB GUIDELINES

- » On federal, state, county and local trails, e-mountain bike (eMTB) access varies significantly.
- » Generally, any natural surface trail that is designated as open to both motorized and non-motorized uses is also open to eMTBs.
- » eMTBs may not be allowed on trails managed for non-motorized activities.
- » Do not ride your eMTB in areas where the local rules are unclear. Ride legally and only on authorized trails to show that mountain bikers are responsible trail users.
- » When in doubt, ask your local land manager about access to specific trails. Local land rules change frequently.

## CHECK OUT

- » A map of great eMTB rides at [peopleforbikes.org/emtb](http://peopleforbikes.org/emtb)
- » eMTB "Adventures" at [peopleforbikes.org/e-bikes](http://peopleforbikes.org/e-bikes)

## WISCONSIN'S E-BIKE LAW FOR TRAILS

- » LOCAL: Consult your local land management agency.
- » STATE: The Wisconsin Bureau of Parks and Recreation states that e-bikes are allowed on touring trails but not mountain bike trails. E-bikes can go anywhere a bike is allowed if the motor is not turned on. Contact the bureau for the most up to date information.
- » FEDERAL: The majority of public lands managed for recreation in Wisconsin are under the jurisdiction of the U.S. Forest Service, where eMTBs are considered motorized and have access to motorized trails. Contact the US Forest Service Eastern Regional Office for more information.

## GREAT eMTB RIDES IN WISCONSIN

- » **Cheese Country Trail**  
Monroe | 47 miles
- » **Pecatonica Trail**  
Belmont | 10 miles

## With an e-bike, bicyclists can ride more often, farther, and for more trips.

Electric bicycles are designed to be as safe as traditional bicycles, do not compromise consumer safety, and benefit bicyclists who may be discouraged from riding a traditional bicycle due to limited physical fitness, age, disability or convenience.

In many states, e-bikes are regulated under antiquated laws primarily aimed at combustion engine vehicles such as mopeds or scooters. PeopleForBikes and the Bicycle Product Suppliers Association are clarifying state laws governing the use of e-bikes in the U.S. Every state's law is different, but the objective is to ensure that low-speed e-bikes are regulated similarly to traditional, human-powered bicycles.



## Learn more at [PeopleForBikes.org/e-bikes](http://PeopleForBikes.org/e-bikes)

- » Blogs and webinars
- » E-bike laws around the country
- » E-bike statistics and research
- » Buying guide
- » Retailer materials
- » eMTB management resources