

**TOWN OF GIBRALTAR**  
**ORDINANCE NO. 2021-03**  
**AMENDING ORDINANCE 89-03**  
**REGARDING REGULATION OF MOORINGS**  
**AND MOORING PERMITS**

The Town of Gibraltar does hereby adopt this ordinance amending Ordinance 89-03, as subsequently amended by Ordinance 2009-04 in accordance with Wisconsin Statutes and specifically Chapters 60, 66, 340, 345, 346 and 349.

**Ordinance 89-03, as amended by Ordinance 2009-04, is hereby amended again as follows:**

ARTICLE V Section 13. Annual Registration for the Mooring of Boats is amended by **striking** the following sentences: The Fish Creek Harbor Commission shall set a fee for the permit to cover costs associated with such registrations, to cover costs of establishing and maintaining the anchorage area (including period inspection of Mooring equipment). Use of the dinghy rack and other facilities have additional fees separate from the mooring fee, as determined seasonally by the Lessor.

ARTICLE V Section 13. Annual Registration for the Mooring of Boats is amended by **adding** the following sentence: The Fish Creek Harbor Commission shall set a fee for the permit to cover costs associated with such registrations, to cover costs of establishing and maintaining the anchorage area (including period inspection of Mooring equipment), and to cover the costs of reasonable upgrades to the Harbor Facility and anchorage area.

**Article V Regulations Concerning Anchoring, Mooring and Security of Vessels**, is amended by **adding the following new Section** and **renumbering** the existing Section 14 to Section 15, and renumbering subsequent sections accordingly:

ARTICLE V Section 14. Termination of Existing Mooring Permit. At the end of a mooring permit holder's permit term, any permit holder who owns and can provide proof of ownership for the mooring tackle on which the permit was issued shall have until **October 15** to transfer their ownership in the mooring tackle to the Town or remove the mooring tackle from the designated mooring area and Harbor Facility. The Town, with Harbor Commission approval, shall pay the mooring tackle owner a flat fee of \$500 for the transfer of ownership of the mooring tackle to the Town.

If the owner fails to transfer the mooring tackle to the Town or remove it from the Harbor Facility by the deadline, the Harbormaster shall make a written demand to the owner by certified mail to remove the mooring tackle from the designated mooring area and Harbor Facility. If the mooring tackle is not removed from the designated mooring area and Harbor Facility within 10 days of the date of such notice, the mooring tackle shall be considered abandoned and become the property of the Town.

If a mooring owner wishes to remove the mooring tackle from the designated mooring area and Harbor Facility and the weather precludes removal of the mooring tackle by the deadline set

forth above, the mooring owner must notify the Harbormaster of his intent to remove the mooring tackle and must agree in writing to remove the mooring tackle as soon as the weather permits, or else forfeit ownership of the mooring tackle to the Town without reimbursement.

In the event the mooring permit holder does not own the mooring tackle on which the permit was issued, the permit holder shall have no liability for removing or transferring ownership of the tackle upon termination of the mooring permit term.

Effective Date. This ordinance shall be effective upon passage and publication.

Dated this 15<sup>th</sup> day of April, 2021.

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Steve Sohns, Chairman

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Bill Johnson, Supervisor

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Tim Luettgen, Supervisor

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Brian Merkel, Supervisor

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Jayson Merkel, Supervisor

Attest:

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Beth Hagen, Clerk