

Chapter 310

LAKE ACCESS, TOWN-OWNED

[HISTORY: Adopted by the Town Board of the Town of La Pointe 8-25-1993 by Ord. No. 93-810. Amendments noted where applicable.]

§ 310-1. Policy.

It is the policy of the Town of La Pointe in Ashland County, Wisconsin, to maintain and preserve full and complete public access to the maximum extent reasonably possible to Lake Superior and its tributaries and waterways over and across any and all real estate owned by the Town of La Pointe having frontage thereon. Such access is necessary for many reasons, including but not limited to Fire Department water access, emergency rescue boat launches and public recreation.

§ 310-2. Removal of obstructions.

Any obstruction, encroachment, structure or improvement placed upon, constructed upon, or located upon Town of La Pointe property without written consent or permission of the Town of La Pointe shall be immediately removed and properly disposed of upon the person or entity owning, occupying, using, placing or possessing the same being notified in writing by any officer or agent of the Town of La Pointe to do so.

§ 310-3. Action by Town.

If a person or entity who or which has been notified in writing by an officer or agent of the Town of La Pointe to remove an unauthorized obstruction, encroachment, structure or improvement from Town of La Pointe real property fails to so act, the Town of La Pointe may, but is not required to, take the necessary action or cause the necessary action to be taken to effect such removal and then collect from the owner, occupant, user, placer or possessor the cost of such action.

§ 310-4. Violations and penalties.

Any person or entity who or which fails or refuses to immediately remove and properly dispose of any unauthorized obstruction, encroachment, structure or improvement located upon Town of La Pointe property after having been notified in writing by an officer or agent of the Town of La Pointe to do so shall be required to forfeit not less than \$100 nor more than \$500 plus the costs of the action plus the amount of restitution, if any, due to the Town of La Pointe for expenses incurred by the Town of La Pointe in connection therewith. Each day a violation continues shall be considered a separate violation. Upon failure to pay any forfeiture, costs or restitution imposed by the court, the person may be incarcerated in the county jail not to exceed 60 days.