

1989 Senate Bill 429

Date of enactment: **April 12, 1990**
Date of publication*: **April 27, 1990**

1989 WISCONSIN ACT 235

AN ACT relating to conveying a lake bed area to the city of Racine.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. Nonstatutory provisions. (1) GRANT. The state of Wisconsin cedes and conveys to the city of Racine all rights, title and interest to all of the land described under subsection (2) to be held and used by the city of Racine for facilities open to the public. These facilities may include one or more of the following: a park, a promenade, an amphitheater, piers, viewing platforms or fishing areas.

(2) DESCRIPTION. The lands granted to the city of Racine under subsection (1) include a lake bed area under the waters of Lake Michigan and any formerly submerged lands that exist or may be created. The lands are described as follows:

Parcel 3 of Certified Survey Map No. 1455, recorded February 2, 1990 in the Office of the Register of Deeds for Racine County, at Volume 4 of Certified Survey Maps, at pages 494–500, as Document No. 1302721.

(3) LEASES. (a) The city of Racine may lease all or a portion of the lands conveyed under subsection (1) to other parties to construct and maintain boat slips, piers and related facilities subject to the following conditions:

(a) The city of Racine shall reserve to itself, for the benefit of the general public, the right to construct and

maintain a public walkway over and across the conveyed lands.

(b) At least 685 lineal feet of Lake Michigan shoreline within the boundaries of the conveyed lands must be available for access for the general public to Lake Michigan. Any conveyance leasing land under this paragraph that is affected by this condition must state the condition and must describe how the leased land is affected.

(c) If any of the 685 lineal feet described in paragraph (b) is developed by the construction of boat slips, the boat slips shall be open for use by the general public for a reasonable fee.

(4) REGULATION. All uses by the general public of the conveyed lands shall be subject to reasonable rules and regulations by the city of Racine or its assignees that have an interest in the conveyed lands.

(5) REVIEW BY DEPARTMENT OF NATURAL RESOURCES. The department of natural resources may periodically conduct a review of the use of the land conveyed under subsection (1) and of the rules and regulations adopted under subsection (4). A review by the department under this subsection shall determine whether the use of the conveyed lands complies with this SECTION and with any written agreement between the department and a record title holder of any portion of the lands conveyed under subsection (1).