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LRB-1668/en SRM:kjf:...

2009 ASSEMBLY BILL 43

1	AN ACT to renumber and amend 30.26 (2); to repeal and recreate 30.26 (4)
2	(title); and <i>to create</i> 30.26 (2) (a) 3. and 30.26 (5) of the statutes; relating to:
3	designating portions of the Totogatic River as a wild river.
	Analysis by the Legislative Reference Bureau
	The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:
4	SECTION 1. 30.26 (2) of the statutes is renumbered 30.26 (2) (a) (intro.) and
5	amended to read:
6	30.26 (2) (a) (intro.) The following rivers, or portions of rivers, are designated
7	as wild rivers:
8	1. The Pike River in Marinette County, and the.
9	2. The Pine River and its tributary Popple River in Florence and Forest

counties are designated as wild rivers and.

ASSEMBLY BILL 43

(b) The rivers designated under par. (a) shall receive special management to	
assure their preservation, protection and enhancement of their natural beauty, and	
their unique recreational and other inherent values in accordance with guidelines	
outlined in this section.	
SECTION 2. 30.26 (2) (a) 3. of the statutes is created to read:	
30.26 (2) (a) 3. Portions of the Totogatic River as follows:	
a. From the outlet of Totogatic Lake located in Bayfield County to the upstream	
end of Nelson Lake at the Southern edge of the walleye spawning refuge located in	
Sawyer County.	
b. From a point 500 feet below the dam in the Totogatic Wildlife Area located	
in Washburn County to the upstream end of the Colton Flowage located in Washburn	
County.	
c. From a point 500 feet below the dam that forms the Colton Flowage located	
in Washburn County to the point where the river crosses the Washburn-Douglas	
County line immediately above the upstream end of the Minong Flowage.	
d. From the bridge on CTH "I" that crosses the river located in Washburn	
County to the confluence of the river with the Namekagon River located in Burnett	
County.	
SECTION 3. 30.26 (4) (title) of the statutes is repealed and recreated to read:	
30.26 (4) (title) Snowmobiles and all-terrain vehicles.	
SECTION 4. 30.26 (5) of the statutes is created to read:	
30.26 (5) Totogatic River. (a) As part of the management of the designated	
portions of the Totogatic River, all of the following shall apply:	

ASSEMBLY BILL 43

- 1. The department may authorize the removal of natural obstructions from the portion of the river specified in sub. (2) (a) 3. a. if needed for the protection or growth of wild rice.
- 2. Any pier that is in place on the river on the effective date of this subdivision [LRB inserts date], may be maintained or replaced. A replacement pier may have no more boat slips than did the original pier and may not have a loading platform. A replacement pier shall either be limited to the dimensions of the original pier or the dimension requirements specified for piers in s. 30.12 (1g) (f), whichever dimensions result in a smaller square area for the pier.
- 3. Any bridge or water crossing that is used for recreational or forestry purposes and that is in place on the river on the effective date of this subdivision [LRB inserts date], may be maintained, modified, or replaced to the extent necessary to ensure public safety. Any such maintenance, modification, or replacement shall be performed in a manner that results in the least impact on the beauty and the natural condition of the river.
- (b) Compliance with any applicable permitting or other requirements under ch. 30 is required for the maintenance, modification, and replacement activities authorized under this subsection.

19 (END)