



NR 5

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl
Secretary

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: _____

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) ss

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REVISOR OF STATUTES
BUREAU

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Anthony S. Earl, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. LE-8-78 was duly approved and adopted by this Department on April 27, 1978. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at Pyare Square Building in the Village of Shorewood Hills, this 29th day of August, 1978.

Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)

STATE OF WISCONSIN NATURAL RESOURCES BOARD

.....
 IN THE MATTER of creating sections NR 5.30 .
 through NR 5.36 of the Wisconsin Administrative .
 Code pertaining to the regulation of surface . LE-8-78
 water use on the lower St. Croix River .

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD

CREATING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 23.09, 23.11, 30.72, 66.30(5) and 227.014, Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby creates rules as follows:

SECTION 1 - Sections NR 5.30 through NR 5.36 are created to read:

NR 5.30 Purpose. These rules are adopted to promote full use by all of the people, now and in the future, of the water surface of the lower St. Croix river in a manner consistent with safety for persons and property and with the enjoyment of the scenic and recreational values which caused the river to be designated a national scenic riverway. These rules are promulgated to further the objectives of s. 30.27, Stats., the lower St. Croix river preservation.

NR 5.31 Applicability. These rules apply to the waters of the lower St. Croix river from the dam at St. Croix Falls to its confluence with the Mississippi river.

NR 5.32 Definitions. (1) "Mile" means distance in miles above the confluence of the St. Croix river with the Mississippi river.

(2) "Motorboat" as defined in s. 30.50(2), Stats.

(3) "Slow-no-wake" means operation of a motorboat at the slowest possible speed necessary to maintain steerage.

(4) "Slow-speed" means operation of a motorboat at a leisurely speed, less than planing speed, whereby the wake or wash created by the motorboat is minimal.

NR 5.33 Restricted speed zones. (1) No motorboat shall be operated in excess of a slow speed from the dam at St. Croix Falls to the sandbars located at mile 31.0.

(2) No motorboat shall be operated in excess of a slow-no-wake speed in the following areas:

(a) At the narrows located approximately at mile 28.6, which is 0.4 miles downstream from the Arcola high bridge.

(b) Between the Coast Guard navigational buoys designating location of the navigation channel from the railroad swing bridge located at mile 17.3 to the south side of the southern-most island in the chain of islands located at mile 16.5.

(c) Between the Coast Guard navigational buoys designating the Kinnickinnic river delta narrows from mile 6.6 to mile 6.0.

(d) At the Prescott narrows from the north side of the U.S. highway #10 bridge located at mile 0.3 to the confluence of the St. Croix river with the Mississippi river.

(e) Within 100 feet of shore (including the shores of islands) and of swimmers, from sandbars located at mile 31.0 to the confluence of the St. Croix river with the Mississippi river.

(3) Any motorboat designated for law enforcement shall be exempt from subs. (1) and (2) of this regulation in circumstances involving emergencies or when engaged in law enforcement.

NR 5.34 Water skiing. (1) No motorboat towing a person on water skis, aquaplane or similar device shall be operated between sunset and sunrise on the St. Croix River from the dam at St. Croix Falls to its confluence with the Mississippi river.

(2) No motorboat towing a person on water skis, aquaplane or similar device shall be operated in any zone designated a restricted speed zone under section NR 5.33. A motorboat launching or landing a person on water skis, aquaplane or similar device by the most direct route to open water shall be exempt from section NR 5.33(2)(e).

(3) From Memorial Day through Labor Day, inclusive, no motorboat towing a person on water skis, aquaplane or similar device shall operate after 12:00 noon on Saturdays, Sundays and legal holidays, from the sandbars located at mile 31.0 to the upper end of the federal 9-foot navigation channel at mile 24.5.

NR 5.35 Penalties. Any person violating any of the provisions of sections NR 5.30 through NR 5.34 shall be fined not more than \$100 or imprisoned for not more than 30 days, or both, for the first offense and fined not more than \$200 or imprisoned for not more than 90 days, or both, upon conviction of the same offense a second or subsequent time within one year.

NR 5.36 Effective date. These rules shall be effective upon the adoption of laws, rules or regulations providing for similar limitations or prohibitions on the operation and use of motorboats on the same segments of the lower St. Croix river by the state of Minnesota.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on April 27, 1978.

The rules contained herein shall take effect upon publication.

Dated at Madison, Wisconsin

29 August 1978

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl
Anthony S. Earl, Secretary