

Chapter NR 45

STATE PARKS AND STATE FORESTS  
MISCELLANEOUS

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Note: Chapter NR 45 as it existed on December 31, 1983, was repealed and a new chapter NR 45 was created effective January 1, 1984.

**NR 45.01 Purpose.** The purpose of this chapter is to govern the conduct of visitors to state lands and to provide for the protection of the natural resources.

History: Cr. Register, December, 1983, No. 336, eff. 1-1-84.

**NR 45.02 Applicability.** Except when the context provides otherwise this chapter applies to all lands, structures and property owned, under easement, leased or administered by the state of Wisconsin and under the management, supervision and control of the department.

History: Cr. Register, December, 1983, No. 336, eff. 1-1-84.

**NR 45.03 Definitions.** In this chapter, the following definitions apply:

(1) "Adult group" means a group made up of adult members (18 years of age and older) of an established organization. Adult groups may include families.

(2) "Bathing beach" means any water area or adjacent land area designated as a swim area by standard regulatory markers or posted notice.

(3) "Bicycle" means every device propelled by the feet acting upon pedals and having one or more wheels.

(4) "Camp" or "camping" means the use of a shelter such as a tent, trailer, motor vehicle, tarpaulin, bedroll or sleeping bag for temporary residence or sleeping purposes.

(5) "Camper day" means the period beginning at 6:00 a.m. and ending at 3:00 p.m. the following day.

(6) "Camping party" means any individual, family or unorganized group occupying a campsite. An unorganized group may not exceed 5 persons who are 7 years of age or older.

(7) "Camping unit" means any single shelter except sleeping bags and hammocks used for a camp by a camping party except those used exclusively for dining purposes.

(8) "Campsite" means a segment of a campground which is designated for camping use by a camping unit or camping party.

(9) "Canoe campsite" means a campsite along a waterway for use by persons traveling by water.

(10) "Department" means the state of Wisconsin department of natural resources.

(11) "Family" means a parent or parents with their unemancipated children and not more than 2 guests.

(12) "Family campground" means any tract of land designated for camping by families or groups of 5 persons or less.

(13) "Group campground" means a campground designated for use by juvenile or adult groups.

(14) "Juvenile group" means a group made up of juvenile members of an established organization and under the leadership of at least one competent, mature adult for each 10 juveniles in the group and using any number of camping units or occupying a group campground.

(15) "Off-road motorcycle" means a motor vehicle not more than 45 inches in overall width designed to travel on not more than 3 wheels in contact with the ground transporting a maximum of 2 people, having an unaltered U.S. forest service approved spark-arrester muffler emitting a sound level not to exceed 102 decibels (dba) measured at a distance of 20 inches from the exhaust outlet at an engine speed one-half of red line. The microphone shall be at an angle of  $45^\circ \pm 10^\circ$  from the vertical plane through the exhaust system centerline.

(16) "Picnic area" means any tract of land developed and maintained for picnicking and containing not less than 5 picnic tables. Included in the definition of picnic area are adjacent playground and play field areas.

(17) "Vehicle" means any motor vehicle, trailer, semitrailer, or mobile home and is further defined in s. 340.01(74), Stats. For purposes of this chapter, a snowmobile is considered to be a vehicle.

History: Cr. Register, December, 1983, No. 336, eff. 1-1-84.

**NR 45.04 General rules.** (1) **STATE PROPERTY.** (a) No person may destroy, molest, deface, remove or attempt to remove any natural growth or natural or archaeological feature, or any state property; except for the picking of edible fruits, nuts or wild asparagus.

(b) The department may close, by posted notice, any land, structure or property owned or administered by the state of Wisconsin and under the management, supervision and control of the department. No person may enter or be in any building installation or area that may be locked or closed to public use or contrary posted notice without a written permit from the property superintendent.

(c) Outdoor recreational activities, including but not limited to, hang gliding, parasailing, hot air ballooning, land sailing or sky diving on state parks, state recreation areas, and Kettle Moraine and Point Beach state forests shall be restricted to areas posted for their use.

(2) **CLOSING HOURS.** (a) No person may enter or be within the boundaries of any state park, forest campground, picnic area, beach, headquarters sites, amphitheatre, ice age center, Olympic ice rink, posted parking

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area or the Bong state recreation area between the hours of 11:00 p.m. and the following 6:00 a.m. except:

1. Registered campers in or enroute to designated campsites.
2. Hunters entering the Bong state recreation area during established hunting seasons, provided such entry is no earlier than one hour prior to the opening of hunting hours established in s. NR 10.24.

(b) Paragraph (a) does not apply to any person who for the sole purpose of fishing:

1. Enters any of the locations listed in par. (a) prior to 11:00 p.m., or
2. Enters any state park or state forest recreation area on the opening weekend of fishing season, or
3. Uses the boat launch facilities and boat launching parking lots in the American Legion, Black River, Brule River, Flambeau River, Northern Highland and Governor Knowles state forests.

(c) This section does not apply to those projects or parts of projects where the department has posted other opening and closing hours.

(3) **PERSONAL CONDUCT.** (a) *Disorderly conduct.* No person may engage in violent, abusive, indecent, profane, boisterous, unreasonably loud or otherwise disorderly conduct, or conduct which tends to cause or provoke a disturbance or create a breach of the peace.

(b) *Evictions.* The department may expel any person or persons from lands under the management, supervision and control of the department for violation of any state law, administrative rule or posted rules or regulations.

(c) *Observation towers.* No person may possess or consume any food or beverage, including fermented malt beverage or intoxicating liquor, when on any observation tower.

(d) *Refuse.* 1. No person may dispose of any waste material in any manner except by burning, or by placing in receptacles or other locations provided for such purpose.

2. No person may dispose of any waste material in any waste disposal receptacle or location if such refuse or material is generated from a permanent or seasonal residence or a business or other commercial operation.

3. Refuse shall be packed out from those areas where waste disposal receptacles are not provided. Charcoal residue shall be left in a grate or fireplace until cool, or placed in receptacles provided for that purpose.

(e) *Noise.* No person may operate any sound truck, loudspeaker, generator, air-conditioner or other device that produces excessive, loud or unusual noises without first obtaining a written permit from the department.

(f) *Soliciting.* 1. No person may peddle or solicit business of any nature, or distribute handbills or other advertising matter, or post unauthorized signs on any lands, structures or property under the management, supervision and control of the department or use such lands, structures or property for commercial operations, for soliciting or con-

ducting business, peddling or providing services within or without such lands, structures or property unless first authorized in writing by contractual agreement with the department.

2. No person may use in any manner the dock, pier, wharf, boat landing, mooring facilities in, or the waters in or immediately adjacent to any lands under the management, supervision or control of the department for the purpose of soliciting rides of any kind, unless authorized by the department.

(g) *Destruction of property.* No person may destroy, molest, attempt to remove or remove the property of others.

(h) *Alcohol ban.* No person, except registered campers while in the confines of family campgrounds and customers in the Clausing Barn Restaurant at Old World Wisconsin, may drink or possess any intoxicating liquor or fermented malt beverage in any state park, or Kettle Moraine and Point Beach state forests between March 31 and the Saturday immediately preceding Memorial Day.

(i) *Metal detectors.* The use of metal detectors is prohibited except by written permit issued by the property superintendent.

History: Cr. Register, December, 1983, No. 336, eff. 1-1-84.

**NR 45.05 Vehicles.** (1) **TRAFFIC AND PARKING.** (a) No person may operate any vehicle at a speed in excess of 25 miles per hour or contrary to state highway or department traffic signs.

(b) All vehicles shall stop at department property entrance stations when such stop is ordered by department signs.

(c) No person may operate or park any vehicle as defined in s. 340.01 (74), Stats., which is required to be registered by law on lands under the management, supervision and control of the department except:

1. On highways as defined in s. 340.01 (22), Stats.
2. In posted parking areas and boat ramps.
3. Overnight by permit at state trail parking areas.
4. As otherwise specifically authorized by law or administrative rule.

(d) No person may park, stop or leave standing, whether attended or unattended, any vehicle or watercraft:

1. In any manner as to block, obstruct or limit the use of any road, trail, waterway or winter sport facility, or

2. Outside of any area provided for such purposes when it is practical to use such areas, or

3. Contrary to posted notice.

(e) Any vehicle or watercraft in violation of par. (d) may be towed off the property and stored at the owner's expense.

(2) **ABANDONED VEHICLES.** No person may leave any vehicle unattended without prior departmental approval for more than 48 hours under such circumstances as to cause the vehicle to reasonably appear to

have been abandoned. An abandoned vehicle shall constitute a public nuisance.

(3) **RECREATIONAL VEHICLE OPERATION.** (a) No person may operate any motor-driven sled, motor-driven toboggan or other motor-driven snow vehicle on any land under the supervision, management and control of the department except in areas where their use is authorized by posted notice.

(b) No person may conduct or engage in snowmobile races on any lands under the management, supervision and control of the department.

(c) No person may operate any motor-driven sled, motor-driven toboggan or other motor-driven snow vehicle when any land under the supervision, management and control of the department is posted as closed by the department to use by these motorized devices.

(d) No person may operate any motor-driven sled, motor-driven toboggan, snowmobile or other motor-driven snow vehicle contrary to the posted speed limit.

(e) No person may operate any motor vehicle, including but not limited to, trail bikes, motorcycles, mini-bikes, and all terrain vehicle or air boats and air cushioned vehicles on all land and waters of the state under the management, supervision and control of the department unless specifically authorized by law or administrative rule. A motorized golf cart or similar means of conveyance may be used by disabled persons as a mode of personal conveyance by special permit obtained from the property manager. In the Northern Highland, American Legion, Flambeau River, Brule River and the Black River state forests, forest superintendents may designate areas where off-road motorcycles may be used.

(4) **OTHER VEHICLES.** (a) No person may operate any bicycle upon land posted as closed by the department to use by bicycles.

(b) No person may land or launch any aircraft on the water or ice of Devil's lake in Devil's Lake state park, Sauk county; all waters in Governor Dodge state park, Iowa county, and Willow River state park, St. Croix county; Crystal lake in the Northern Highland state forest, Vilas county; Lake of the Dalles in Interstate park, Polk county; Mauthe lake in the Kettle Moraine state forest, Fond du Lac county; Lake Seven in the Kettle Moraine state forest, Sheboygan county; Ottawa lake in the Kettle Moraine state forest, Waukesha county; Interfalls lake in Pattison state park, Douglas county; Yellowstone lake in Yellowstone Lake state park, Lafayette county, and on all waters and lands, except model aircraft and hang gliders, in the Bong state recreation area, Kenosha county.

History: Cr. Register, December, 1983, No. 336, eff. 1-1-84.

**NR 45.06 Animals.** (1) No person may allow a dog, cat or other pet in any building or on any bathing beach, picnic area, playground or fish hatchery ground. Dogs, cats and other pets shall be kept on a leash not more than 8 feet long and under control at all times in all other state park areas, headquarters areas, ranger stations, campgrounds, on posted trails in state forests and the intensive use zone within the Bong state recreation area. No person may allow his or her dog, cat or other pet to interfere in any manner with the enjoyment of the area by others.

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(2) Nothing in this section shall prohibit or restrict the use of dogs for hunting purposes in any area which is open to hunting. The use of dogs for dog trials and dog training shall be restricted to areas designated by the property superintendent under permit procedures established in ch. NR 17.

(3) Nothing in this section shall prohibit the use of a seeing eye dog by the blind.

(4) No person may allow their dog, cat or other animal on any cross-country ski trails during that period of the year when such trails are used for cross-country skiing, or at any time on nature trails.

(5) No person may ride, lead or cause a horse to be in any state park, fish hatchery, the Bong state recreation area, the Sugar River state trail or the Kettle Moraine or Point Beach state forests except on specifically designated and posted areas or bridle paths, or by permit on field trial areas.

(6) No person may ride, lead or fail to prevent a horse from being on any beach, posted or marked hiking trail, nature trail, picnic area, campground, any fish or game management area, or contrary to posted notice on the American Legion, Black River, Brule River, Flambeau River, Governor Knowles and Northern Highland state forests.

(7) No person may ride a horse in a careless, negligent or reckless manner so as to endanger the life, property or persons of others on any lands under the management, supervision and control of the department.

History: Cr. Register, December, 1983, No. 336, eff. 1-1-84.

**NR 45.07 Fires.** (1) No person may start, tend or maintain any fire on the ground or to burn any refuse except in fireplaces or fire rings in any state park, picnic grounds or campsite in any state forest, fish hatchery, the Bong state recreation area, the Sugar River state trail, the state experimental game and fur farm or the MacKenzie environmental center.

(2) No person may leave any fire unattended, or throw away any matches, cigarettes, cigars or pipe ashes or any embers without first extinguishing them, or start, tend or use in any manner any fire contrary to posted notice on any lands or property under the management, supervision and control of the department.

History: Cr. Register, December, 1983, No. 336, eff. 1-1-84.

**NR 45.08 Beaches.** (1) No person may possess or consume any food or beverage, or use any soap, detergent or shampoo on any bathing beach or in the water adjacent to any bathing beach in any state park, state recreation area or state forest.

(2) No person may swim beyond or disturb or molest a bathing beach boundary buoy or marker in any beach in any state park, state recreation area or state forest.

(3) No floating device, except coast guard approved life jackets and vests of proper size properly worn and secured, is permitted in or upon the water at any supervised beach or pool in any state park, state recreation area or state forest except in areas specifically set aside and posted for their use.

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battery-operated electric motor on waters specified in sub. (4), at a slow-no-wake speed and in no case may this speed exceed 5 miles per hour.

(6) No person may operate a motorboat of any kind in any manner except battery-powered electric motors at a slow-no-wake speed and in no case at a speed to exceed 5 miles per hour on:

(a) The waters of Devil's lake in Devil's Lake state park, sections 13 and 14, T11N, R6E, town of Baraboo, and section 25, T11N, R6E, town of Sumpter, Sauk county.

(b) All waters within Governor Dodge state park, sections 35 and 36, T7N, R3E, and sections 1, 2, 10 and 11, T6N, R3E, town of Dodgeville, Iowa county.

(c) All waters within Hartman Creek state park except Pope lake, sections 5 and 6, T21N, R11E, town of Dayton, Waupaca county.

(d) The following waters in the Northern Highland and American Legion state forests:

1. Cunard lake, sections 23 and 26, T39N, R7E, town of Woodruff, Oneida county.

2. Starrett lake, sections 13, 14, 23 and 24, T41N, R7E, town of Plum Lake, Vilas county.

3. Emerald lake, sections 32 and 33, T41N, R7E, town of Boulder Junction, Vilas county.

4. Fallison lake, section 33, T41N, R7E, town of Boulder Junction, Vilas county.

5. Lower Allequash lake, sections 16 and 17, T41N, R7E, town of Boulder Junction, Vilas county.

6. Frank lake, section 13, T41N, R7E and section 18, T41N, R8E, town of Plum Lake, Vilas county.

7. Hemlock lake, sections 8, 17 and 18, T39N, R7E, town of Woodruff, Oneida county.

8. Day lake, sections 1 and 2, T41N, R6E, town of Boulder Junction, Vilas county.

9. Nixon lake, sections 24 and 25, T42N, R7E, sections 19 and 30, T42N, R8E, towns of Boulder Junction and Plum Lake, Vilas county.

10. Dorothy Dunn lake, sections 26 and 27, T42N, R8E, town of Plum Lake, Vilas county.

11. Jean lake, sections 25 and 26, T42N, R8E, town of Plum Lake, Vilas county.

12. Eloise lake, section 25, T42N, R8E, town of Plum Lake, Vilas county.

13. Lone Tree lake, section 9, T41N, R8E, town of Plum Lake, Vilas county.

(e) The waters of Woodman lake in the lower Wisconsin river wildlife area, Woodman — Millville unit, sections 1 and 12, T7N, R4W, town of Woodman, Grant county.

(7) All boats, including every description of watercraft, used or capable of being used as a means of transportation on water are prohibited from the following specified waters:

(a) On the Pinnacle Rock public fishing pond, section 16, T15N, R3W, town of Jefferson, Monroe county.

(b) Mt. Hope pond, section 4, T6N, R4W, town of Woodman, Grant county.

(d) Salmo pond, section 5, T7N, R7E, town of Cross Plains, Dane county.

(e) Token Creek Spring pond, section 34, T9N, R10E, town of Windsor, Dane county.

(f) Kickapoo springs, section 14, T16N, R1W, town of Wilton, Monroe county.

(g) Lowe Creek pond, sections 29 and 30, T22N, R5W, town of Hixton, Jackson county.

(h) Oxbow trout pond, section 23, T22N, R3W, town of Komensky, Jackson county.

(i) Glen Creek pond, sections 17 and 18, T20N, R2W, town of Millston, Jackson county.

(j) Robinson Creek pond, sections 21 and 28, T20N, R2W, town of Millston, Jackson county.

(k) Quarry lake, section 19, T12N, R23E, town of Belgium, Ozaukee county.

(8) No person may operate a motorboat of any kind in any manner except at a slow-no-wake speed and in no case at a speed to exceed 5 miles per hour on the waters of Blackhawk lake, sections 5 and 6, T6N, R2E, town of Highland and sections 7 and 8, T6N, R2E, town of Eden, Iowa county.

History: Cr. Register, December, 1983, No. 336, eff. 1-1-84.

**NR 45.12 Fees and charges.** (1) **ADMISSION FEES.** (a) No person may operate or park any automobile, motor truck, motor delivery wagon, bus, motorcycle or other similar motor vehicle or trailer or semitrailer in the Bong state recreation area, in the Point Beach state forest, in developed recreational areas in other state forests as designated in par. (b), in designated use zones within recreation areas established under s. 23.091 (3), Stats., or in any state park or roadside park except those designated in par. (c) and those specified in s. 27.01 (2r) (b), Stats., unless the vehicle has directly and completely affixed by its own adhesive an annual sticker or daily admission tag as provided in s. 27.01 (2r) (a), Stats.

(b) The following state forest areas are designated by the department as vehicle admission areas under s. 27.01 (2r) (a), Stats.: