

**VILLAGE OF CHENEQUA
ORDINANCE NO. 2020-06-08-01**

**AN ORDINANCE TO REPEAL AND RE-CREATE SECTIONS 4.4(3), 4.4(4), 4.9(7)
AND 4.11(7) OF THE VILLAGE CODE
ADOPTING REVISED NOTICE REQUIREMENTS**

WHEREAS, Sections 4.4(3), 4.4(4), 4.9(7) and 4.11(7) of the Village Code set forth notice requirements with respect to high-water conditions on Pine Lake, North Lake and Beaver Lake, respectively;

WHEREAS, one of the methods of notice includes publication in the *Lake Country Now*;

WHEREAS, the Town of Merton recently amended its lake ordinance to remove publication of such high-water conditions in the *Lake Country Now* because of the length of time involved in publication compared to the need for issuing a timely notice of such conditions;

WHEREAS, the Village desires to repeal and re-create Sections 4.4(3), 4.9(7) and 4.11(7) of the Village Code to similarly remove publication of high-water conditions on Pine Lake, North Lake and Beaver Lake, respectively, in the *Lake Country Now* on the same basis and for purposes of consistency with the Town of Merton.

WHEREAS, the Village desires to repeal and re-create Section 4.4(4) of the Village Code to clarify the posting requirements.

NOW, THEREFORE, The Village Board of the Village of Chenequa, Waukesha County, Wisconsin, does hereby ordain and adopt repealed and re-created Sections 4.4(3), 4.4(4), 4.9(7) and 4.11(7) of the Village Code as follows:

SECTION 1

Section 4.4(3) of the Village of Chenequa Code entitled, "NOTICE" is hereby repealed and re-created as follows:

4.4(3) NOTICE. Notice of a high water condition shall be posted (a) at the public launch site at CTH K in the Village; and (b) on the Village website. The posted notice shall state the time of the declaration of a high water condition. The Village shall endeavor to post a flag at appropriate places on the lake.

SECTION 2

Section 4.4(4) of the Village of Chenequa Code entitled, "POSTING REQUIREMENTS" is hereby repealed and re-created as follows:

4.4(4) POSTING REQUIREMENTS. This Section 4.4 shall be posted at the Village boat launch on CTH K.

SECTION 3

Section 4.9(7) of the Village of Chenequa Code entitled, "NOTICE" is hereby repealed and re-created as follows:

4.9(7) NOTICE. Notice of a high-water condition on North Lake shall be posted: (a) at the North Lake Yacht Club; (b) At any and all public launch sites within the Town of Merton; and (c) on the Village and Town websites. The posted notice shall state the time of the declaration of a high-water condition. The Village or Town may, in cooperation with the local

residents and management district, use other means of notification by way of posting flags or lake buoys at appropriate locations on the lake for additional awareness. Local yacht clubs, management districts are also urged to disseminate notification by way of e-mail to all members and lake residents.

SECTION 4

Section 4.11(7) of the Village of Chenequa Code entitled, "NOTICE" is hereby repealed and re-created as follows:

4.11(7) NOTICE. Notice of a high-water condition on Beaver Lake shall be posted: (a) at the Beaver Lake Yacht Club launch site; (b) at the public launch site on STH 83; and (c) on the Village and Town websites. The Village or Town may, in cooperation with the local lake residents and associations, use other means of notification by way of posting flags or lake buoys at appropriate locations on the lakes for additional awareness. Local yacht clubs or associations are also urged to disseminate notification by way of email to all members and lake residents.

SECTION 5. SEVERABILITY


The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 6. EFFECTIVE DATE


This ordinance shall take effect and be in force from and after its passage and posting as provided by law.

Dated: June 9, 2020.

VILLAGE OF CHENEQUA

By: 
Jo Ann F. Villavicencio
Village President

Attest:


Pamela Ann Little
Village Clerk-Treasurer

Date Adopted: June 8, 2020

Date Posted: June 9, 2020

Effective Date: June 9, 2020