

ORDINANCE 05-O-27

**AN ORDINANCE ESTABLISHING RULES AND REGULATIONS FOR
WOOSTER LAKE USAGE**

WHEREAS, pursuant to 65 ILCS 5/7-4-4, the corporate authorities in all municipalities have jurisdiction over all waters within or bordering upon the municipality, to the extent of 3 miles beyond the corporate limits, but not beyond the limits of the State; and

WHEREAS, pursuant to 65 ILCS 5/11-44-3, the corporate authorities of a municipality may regulate and prohibit water craft used about a harbor or within the municipality's jurisdiction; and

WHEREAS, pursuant to 625 ILCS 45/5-7, municipalities may designate certain water areas as restricted areas; and

WHEREAS, the corporate authorities of the Village of Round Lake deem it to be in the best interests of the public to promote safety for persons and property in and connected with the use, operation, and equipment of vessels on Wooster Lake; and

WHEREAS, the corporate authorities of the Village of Round Lake deem Wooster Lake to be in need of protection due to the following reasons:

- A. Wooster Lake contains both state threatened and endangered fish and plant species.
- B. Wooster Lake is a high quality, Advanced Identified (ADID) wetland;
- C. Wooster Lake is listed on the State of Illinois Natural Area Inventory;
- D. Wooster Lake has the best water quality of all lakes in the Fish Lake watershed, due to the excellent biodiversity of plants which maintain the high water quality;
- E. The majority of the Wooster Lake residents already follow the "agreement" and operate their water craft at no wake;
- F. Increased use of water craft on lakes in Lake County, usually results in increased management, which can have a deleterious effect on both biodiversity and water quality;
- G. The existing use of sailing by young children at Camp Henry Horner.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Round Lake, Lake County, Illinois, as follows:

SECTION ONE: The Village of Round Lake hereby establishes the following rules and regulations:

- A. A "No Wake" area is hereby declared for the entire surface waters of Wooster Lake under the jurisdiction of the Village. For the purposes of this Ordinance,

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the term "wake" is defined as a movement of the water created by a water craft underway great enough to disturb a boat at rest. Notwithstanding the foregoing, under no circumstances shall a watercraft underway exceed 5 miles per hour on the lake.

SECTION TWO: Any person convicted of a violation of this Ordinance shall be fined a sum of not less than Fifty Dollars (\$50) nor more than Seven Hundred Fifty (\$750) Dollars. Notwithstanding the foregoing, whenever any enforcement official authorized to charge a person or arrest a person without a warrant for violation of this Ordinance, the enforcement official may, in lieu of filing a complaint in court, issue the alleged violator a citation, which citation shall contain statements which in substance: advise the person that he has violated a specific Ordinance; request him to make payment as set forth herein as settlement of the violation claim; and inform him that upon failure to so settle, a complaint will be filed in the Circuit Court of Lake County, 19th Judicial Circuit Court, charging him with the violation.

SECTION THREE: That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

SECTION FOUR: That this Ordinance shall be in force and effect ten (10) days from and after its passage, approval, and publication in pamphlet form as provided by law.

PASSED: _____, 2005
APPROVED: _____, 2005

Village President

ATTEST:

Village Clerk

PUBLISHED: _____, 2005