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ORDINANCE NO. 2025-005
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE TOWN OF
LINN, WALWORTH COUNTY, WISCONSIN, SECTION 13-12, DOCKING
FACILITY RENTAL

§ 13-12. Docking facility rental.

A.

Seasonal rental. The boat docking facilities at property owned by the Town of Linn located on the shore of Geneva Lake at the north end of Hillside Road shall be leased to individual boat owners from April 15 to October 15 of each year and shall be identified by number and location. There shall be leased only one docking slip per eligible individual slip renter. Specific rental terms and conditions shall be more fully defined and found within an annual boat slip rental agreement, to be provided to all renters on or before November 30 of each calendar year. It is the responsibility of the slip renter to update contact information with the Clerk's office.

B.

Fees. The pier slip rental fee for each year shall be set by the Town Board ~~by~~ at the regular March meeting. Full payment for assigned slips shall be made on or before May 1 of each year. If a pier slip renter terminates, forfeits, or otherwise loses the use of the pier slip prior to October 15 of a rental season and requests a refund of the slip rental fee, the Clerk shall process and issue a refund only if the pier slip is able to be re-rented for the remainder of the rental season. Re-rental of the pier slip shall be in 1/6 increments of the rental season, with any new re-rental to commence on the fifteenth day of a given month within the rental season. For example, if a pier slip is re-rented for the last three months of a rental season, the original slip renter shall be issued a refund of 1/2 of the original pier slip rental fee. If a pier slip is unable to be re-rented, then no refund shall be issued.

C.

Eligibility.

(1)

All renters must be a Town of Linn resident or owner of improved real estate in the Town of Linn. Only one boat slip may be given to a particular property address at any given time. If the real estate is owned by a trust, then only one trustee or beneficiary of the trust may apply to the Town of Linn boat slip waiting list. For property recorded as partnership, limited liability company, limited liability partnership, corporation, or similar entity, the applicant is required to hold ownership interest in that business, and only one representative from the corporate entity may hold a boat slip or spot on the boat slip waiting list at any given time.

(2)

All renters shall be the registered owner of a boat and provide evidence of ownership to the Clerk. All boats requiring registration shall be registered with the Wisconsin Department of Natural Resources. Renters shall provide proof of current boat registration to the Town at the time of entering into the lease agreement or annual renewal of lease agreement and provide updated registration information each time registration is required to be renewed with the Wisconsin Department of Natural Resources.

D.

Assignment procedure.

(1)

Slip assignments are rolled over annually. ~~After January 1,~~ **As soon as the Clerk is informed of slip non-renewal** the processing of new applications will occur, and slips assigned from the waiting list.

(2)

The Town Clerk shall maintain a pier slip waiting list and shall make available an application for town residents and real estate owners to be placed on the pier slip waiting list. The Town of Linn pier slip waiting list application must be submitted to the Clerk's office, in person or electronically. The application can be obtained at the Clerk's office or via email request to the Town Clerk. As a courtesy, the Clerk's office will alert eligible renters when approaching the top of the Town pier slip waiting list. The Clerk's office will contact eligible renters by mail and/or email when the slip does become available. The applicant will have 20 days to respond.

(3)

Town of Linn residents may choose to pass up the opportunity to rent a boat slip one time. Choosing to pass for a second time will result in removal from the waiting list. You may resubmit a new application and will be placed at the bottom of the list. New applications are dated and placed on the waiting list in the chronological order of submission. Applicants may not transfer waiting list position with another Town of Linn resident or current renter.

E.

Use of facilities. Only approved renter may use and occupy Town of Linn pier slips. All boats 18 feet in length or greater are required to be secured on a boat lift or shore station at the boat owner's expense. Canopies may not be installed on any boat lift or municipal pier.

F.

Termination of privileges. No transfer or unauthorized use of the pier slips is permitted. Pier slips may not be sublet and are not assignable or transferable. Violation by sublet will result in forfeiture of slip and removal from the wait list. Slip rental agreement may not be transferred upon the sale of the renter's real estate property.

G.

Unauthorized use.

(1)

If an unauthorized boat is found in a docking facility or on other Town of Linn property without express Town of Linn permission, or if a renter fails to remove a boat by October 15, the Town may take possession of the boat, remove, and store it. The Town may contract with a private professional for such services.

(2)

All charges will accrue to the boat owner for removal and storage expenses. Failure to remove a boat by October 15 will subject boat owner to fines of \$100 per day and potential loss of future docking privileges.

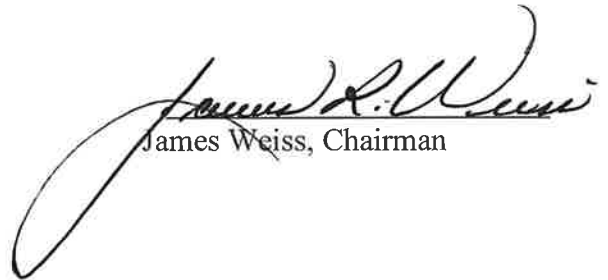
H.

Rental authority. The Harbor Commission and the Town Board hereby appoint the Town Clerk as the rental authority for the purposes of carrying out this section. The Town Clerk shall maintain an electronic and hard copy list of eligible applicants requesting pier slip rental.

Slip assignments are rolled over annually. ~~After January 1, the~~ As soon as the Clerk is informed of slip non-renewal, the processing of new applications will occur, and slips assigned from the waiting list.

Adopted this 10th day of February 2025.

Attest: Alyson Morris
Alyson Morris, Clerk


James Weiss, Chairman