

TOWNSHIP OF MARATHON

BOAT DOCKING AND LAUNCHING ORDINANCE

Ordinance No. 97-1

An ordinance to protect property values and public health, safety, and welfare of all persons making use of Hemingway Lake and properties adjacent thereto and to adopt reasonable regulations for boat usage.

THE TOWNSHIP OF MARATHON ORDAINS:

SECTION 1: DEFINITIONS

For the purpose of this Ordinance, the following definitions shall apply:

BOAT shall mean a water craft having a motor or engine of more than five horsepower.

DOCK or DOCKING shall mean the mooring of a boat directly to a pier, which is a platform or other permanent or seasonal fixture extending from the shore, and directly accessible to a separate frontage; and shall also mean the regular anchoring of a boat adjacent to a separate frontage.

HEMINGWAY LAKE shall mean the platted boundaries of Hemingway Lake situated, wholly or partially within the Township, but shall not mean nor include lakes to which other ordinance regulations apply so as to prohibit certain boats with engines or motors.

LAUNCH or LAUNCHING shall mean the placing of a boat in a lake.

PERSON shall mean a human being, partnership, corporation, association, including a condominium association, and any other entity to which the law provides or imposes rights or responsibilities.

SEPARATE FRONTAGE means that portion of a lot or parcel of land existing on documentation recorded within the Lapeer County Register of Deeds, which abuts or intersects with the normal high water mark of a lake, whether such lot or parcel is owned by one or more persons, or commonly owned by several persons, or combinations of persons. For the purpose of computing the length of frontage, the measurement shall be along the water's edge at the normal high water mark of the lake as determined by the Department of Natural Resources, or if the Department has not made such a finding, the normal high water mark location shall be determined at the discretion of the Township. Moreover, the measurement shall be made only along a natural shoreline.

SECTION 2: REGULATIONS

A. No launching or docking shall be permitted on or from a separate frontage of less than 80 feet unless the separate frontage constituted a lot of record prior to the effective date of this Ordinance.

B. Not more than four (4) boats shall be regularly launched or docked from each separate frontage, except as permitted below.

C. If the continuous length of a separate frontage is greater than 80 feet, one (1) additional boat may be launched or docked for each 80 feet of continuous frontage in excess of the first 80 feet.

SECTION 3: PENALTIES

Any person, firm, or corporation who violates any of the provisions of this Ordinance is responsible for a municipal civil infraction, subject to payment of a civil fine of not less than Fifty (\$50.00) Dollars, plus costs and other sanctions, for each infraction. Repeat offenses under this Ordinance shall be subject to increased fines as provided by Ordinance No. 96-2.

The undersigned Supervisor and Clerk of the Township of Marathon do hereby certify that this ordinance was adopted by the Township Board on the 11TH day of NOVEMBER, 1997 and was published in the Lapeer county Press on the 14TH day of NOVEMBER, 1997. This Ordinance takes effect thirty (30) days after said date of publication.

Howard Folsom
Howard Folsom, Supervisor

Laura J. Ring
Laura J. Ring, Clerk