

## **CHAPTER 467. SAFETY ZONE IN A PORTION OF CHEQUAMEGON BAY IN THE CITY OF ASHLAND, WI.**

**467.01. Safety Zone Established.** There shall be a safety zone established in that portion of Chequamegon Bay offshore from the City of Ashland. Chequamegon Bay is part of Lake Superior and borders the City of Ashland to the north. The safety zone is generally described as a ten (10) acre area in Chequamegon Bay located east of the Ashland Boat Landing at the end of 4th Avenue East (also known as Prentice Avenue). The Ashland Marina Park Peninsula borders the site to the southwest. The safety zone shall be as shown on the map which is attached hereto on as Exhibit A.

**467.02. Purpose of Safety Zone.** The purpose of the safety zone is to protect the public from the effects of soil sediments, surface water and groundwater within the safety zone which sediments and water have been deemed by the Wisconsin Department of Natural Resources as being contaminated with tar products which contain high concentrations of polyacrylic aromatic hydrocarbons (PAHs). Sediments also contain elevated levels of heavy metals. PAHs include phenanthrene, acenaphthene and fluoranthene. The Wisconsin Department of Health (WDH) along with the Wisconsin Department of Natural Resources (DNR) has determined that the site is a public health concern from possible exposure to hazardous substances via dermal contact, ingestion or inhalation of contaminated soil or sediments. The Wisconsin DNR has determined that swimming and wading in the designated areas is unsafe. In addition, the DNR has determined vessel traffic through the area is unsafe because of the agitation of the bottom and further spreading of contaminated sediments.

### **467.03. Prohibited Activities.**

- (a) Vessel Traffic. Vessel traffic in the safety zone is prohibited.
- (b) Swimming. Swimming and/or wading in the safety zone is prohibited.

**467.04. Signage.** The City of Ashland has been advised by the DNR that the DNR will place, at its expense, signage and floating markers which the DNR deems appropriate for public notice of the safety zone. The City of Ashland approves said signage and floating markers.

**467.05. Penalty.** Violation of this ordinance shall result in a civil forfeiture of not less than \$100.00 nor more than \$250.00 for each offense, plus the costs of prosecution, including reasonable attorney's fees.

**ADOPTED:** 467 (1378) 6/25/1996

EXHIBIT "A"

The area of Chequamegon Bay, within the designated box of latitude and longitude, is a safety zone:

- Northeast Boundary: 46° 35' 52" N - 90° 53' 00" W
- Southeast Boundary: 46° 35' 47" N - 90° 53' 01" W
- Northwest Boundary: 46° 35' 46" N - 90° 53' 13" W
- Southwest Boundary: 46° 35' 41" N - 90° 53' 10" W

