

**ORDINANCE 07172024A**

**AN ORDINANCE OF THE TOWN OF BURKE, DANE COUNTY,  
WISCONSIN, ESTABLISHING TEMPORARY RESTRICTIONS  
ON ACTIVITIES ON THE TOKEN CREEK WATERWAY  
DURING BRIDGE RECONSTRUCTION**

WHEREAS, the Town of Burke Board of Supervisors is authorized to exercise the powers of Town boards pursuant to §60.22(3) of the Wisconsin Statutes, and is thereby authorized to authorized to enact regulations to protect the public health, safety and welfare pursuant to §61.34(1), Wis. Stats.; and

WHEREAS, §61.34(1) of the Wisconsin Statutes expressly authorizes the Town Board to regulate activities on navigable waters; and

WHEREAS, the Town Board has authorized the removal of the bridge carrying Daentl Road over Token Creek, identified as bridge B-13-0096 and its replacement with a new bridge to be designated bridge B-13-0912; and

WHEREAS, the Town Board has determined it necessary to restrict the use of Token Creek in the vicinity of the bridge construction activities in order to protect the public safety.

NOW, THEREFORE, the Town Board of the Town of Burke does ordain as follows:

(1) Restricted Area and Time. No recreational watercraft, including but not limited to boats, canoes, kayaks and inner tubes or person shall be located within or on the Token Creek between the points 75 feet upstream and downstream of the centerline of Daentl Road from the commencement of removal of the current bridge (B-13-0096) through the completion of construction of the replacement bridge (B-13-0912).

(2) Penalty. Any person who violates the restrictions imposed by this ordinance shall be subject to forfeitures in the amounts provided in §30.80(1), Wis. Stats. and deposits as established in the Uniform Deposit and Bail Schedule established by the Wisconsin Judicial Conference, and hereby adopted by reference.

(3) Effective Date. This ordinance shall take effect upon publication or posting as required by law.

This ordinance was duly considered and adopted by the Town Board of the Town of Burke pursuant to a vote of 5 for and 0 against on this 17th day of July, 2024.

  
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Kevin Viney, Town Chair

ATTEST:

  
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PJ Leitz, Town Administrator Clerk/Treasurer