

Pembles Access

§ 109-6. Purpose, use and definition.

Pemble's Access is the Town facility located at 193 Glenmont Road, referred to herein as Pemble's Access (formerly known as Pemble's Beach).

Pemble's Access is a Town of Troy seasonal recreational facility providing limited, "carry in access" for non-motorized watercraft to the St. Croix River, with activities on the site limited to day use for sunbathing, swimming, picnics and the launching of such non-motorized watercraft as can be carried over the beach to the water (canoes, kayaks, etc.).

§109-7. Specific Regulations.

- A. Season and Hours of Use. Pemble's Access shall be open to the public daily from Memorial Day through Labor Day, and on Saturdays and Sundays during May and September. Hours are from 10:00 am to one-half hour after sunset. Pemble's Access shall be closed from October 1st through April 30th.
- B. Persons swimming in the river off the Pemble's Access area do so at their own risk. There is no lifeguard on duty.
- C. Motorized watercraft of any type including personal watercraft (jet skis), shall not be beached on the Pemble's Access property. Launching boats from trailers is prohibited. Boat trailers are not allowed in the Pemble's Access area.
- D. Entrance to the Pemble's Access area is restricted by a gate which shall be opened and closed exclusively by an agent or employee of the Town of Troy.
- E. Parking.
 - (1) Parking in the immediate Pemble's Access area and on Town roads within one mile of Pemble's Access shall be subject to the regulations imposed by this ordinance.
 - (2) The 16 marked public parking spaces at Pemble's Access shall be available on a first come, first served basis. No public parking shall be allowed anywhere else on the Pemble's Access property.
 - (3) All vehicles shall be parked in such a manner that they do not obstruct access to the river by emergency vehicles.
 - (4) Two parking spaces in the Access area are reserved and shall be clearly identified as being for the exclusive use of the contiguous landowners. Such spaces are located near the gates that provide access to the respective adjacent properties and shall be posted as not being available for use by the general public.
 - (5) Campers, buses, and vehicles with trailers shall neither enter the Pemble's Access

area nor park therein.

- (6) No parking is allowed, and vehicles shall be subject to citation and towing in areas designated as follows:
 - a. The dead-end road to Pemble's Access, from the gated entrance at Glenmont Road down to the beach area, including all adjacent shoulder and ditch areas.

- b. The space directly in front of the access gates to the two adjacent landowners' property in the beach area of the Access.
 - c. Both sides of Glenmont Road, extending one mile in either direction from the location of the gate to the Pemble's Access area.
- F. Use Fees. Fees, if any, for use of Pemble's Access may be set by separate action of the Town Board. The fee amounts, if any, shall be posted on signs at the Access. Fees may be periodically adjusted by the Town Board.
- G. Alcoholic Beverages and Illegal Drugs. In Pemble's Access no person shall consume, or possess any open containers of, intoxicating liquors or fermented malt beverages. No person shall use, consume, or possess any illegal drugs or other illegal substances.
- H. Weapons/Firearms. In Pemble's Access no person shall have in his/her possession or control any dangerous weapons as defined in Wis. Stats. § 939.22.
- I. Natural Features and Wildlife. In Pemble's Access no person shall damage, destroy, or deface any natural growth, or archaeological feature, or harass wildlife in any manner.
- J. Personal Conduct. In Pemble's Access no person shall be intoxicated or engage in violent, abusive, loud, boisterous, lewd, indecent, wanton, obscene or otherwise disorderly conduct tending to create a breach of the peace or to disturb others. No nudity is allowed.
- K. Noise Restrictions. In Pemble's Access no person shall operate any sound device, loudspeaker, remote control airplane or other equipment, "race" engine motors or generate noise by any other means in a manner that tends to create a breach of peace or to disturb others.
- L. Use of Beach Area. In Pemble's Access no person shall possess or consume any food or beverage, or use any soap, detergent, or shampoo in the waters of the beach area.
- M. Property of Others. In Pemble's Access no person shall damage, destroy, or steal the property of others.
- N. Refuse, Littering, Use of Glass. No person shall discard or leave any refuse, sewage or waste on the grounds of the Pemble's Access area, including in the waters of the beach area. Only designated receptacles shall be used to hold and store waste or litter. No glass containers of any sort are allowed.
- O. Pets. No person shall enter Pemble's Access with a pet of any kind. This includes but is not limited to dogs, cats or horses other than assistance service dogs.
- P. Vehicles. In Pemble's Access no person shall operate dirt bikes, ATVs, snowmobiles, or similar vehicles.

- Q. No Fires. In Pemble's Access no person shall start or maintain a fire or burn anything.
- R. No Overnight Camping. No person shall be allowed on the Pemples Access property for any reason except during the hours specified in this ordinance.
- S. Trespassing. No person shall go beyond the boundaries of the Pemble's Access area as marked by fences, "No Trespassing" signs, or other property markers without permission of the affected landowner(s).
- T. Fireworks. No person shall possess or use fireworks at Pemble's Access.
- U. Defacing park property. No person shall intentionally cut, break any kind of glass, break, or in any way injure or deface any building, fence, lamp, portable toilet, sign, trash bin, equipment or facility or any feature of property, including natural objects, upon or within the Park or in any way cause physical damage to, remove, tamper with, deface or destroy any public property.

§109-8. Posted regulations.

In addition to the regulations herein contained and provided, the Park Board may post from time to time, with Town Board approval, specific rules and regulations, or other informational signage and such specific rules and regulations when posted by the authority of the Park Board shall be incorporated by reference into this article as fully as if set forth herein.

§ 109-9. Violations and penalties.

In addition to any other applicable penalty provided by law, any person who shall violate any provision of this article shall, upon conviction of such violation, be subject to a forfeiture as provided in Chapter 39, Citations, of this Code, plus prosecution costs. Upon default, a party can be imprisoned in the county jail for not more than 30 days or until forfeitures are paid.

- A. In addition to any other penalty imposed for violation of this Article, any person causing physical damage to, removing, tampering with, defacing or destroying any public property shall pay for the cost of replacing or repairing such property, including labor. The parent or parents of unemancipated minor children also have responsibility under Wis. Stats. § 895.035 for any acts of such children that violate this ordinance.
- B. Parking violations will be assessed penalties as follows:
 - (1) Vehicle owners will be assessed the penalty specified in the Town's Citation Ordinance for a parking violation that is the first offense in the preceding twelve months when their vehicle is parked in an area or manner that violates this ordinance.

- (2) Vehicle owners shall be assessed the penalty specified in the Town's Citation Ordinance, and their vehicle may be towed at the owner's expense, including 8 storage fees, for the following parking violations on the Pemble's Access river access property or on Glenmont Road within one mile of Pemble's Access:
- a. For parking in an area or manner that violates this ordinance for a second or subsequent offense during the same twelve months;
 - b. For parking in any area posted as a "towing zone";
 - c. For parking that clearly blocks the passage of emergency vehicles, egress of previously parked vehicles or access of adjacent landowners to their property;
 - d. For unauthorized parking in any parking space reserved for adjacent landowners pursuant to §109 B (2) c; and
 - e. For parking which creates an otherwise reasonable and articulable threat to public safety.
- (3) Town Park Rangers shall not function under this ordinance as "traffic officers" as defined in Wis. Stats. § 340.01, and have no authority to have vehicle or trailer believed by them to be in violation of this ordinance towed or moved from any location. Towing of vehicles for violations of this ordinance shall be undertaken only when authorized by a law enforcement officer from the St. Croix County Sheriff's Department.