

ORDINANCE # 28

MECHANICALLY PROPELLED VESSELS. REGULATING THE SPEED OF MOTORBOATS IN THE TOWN OF BOLTON.

AMENDED: JULY 5, 1972
PUBLISHED: JULY 10, 1972
AMENDED: DECEMBER 11, 1972

AMENDED: JUNE 3, 1986
PUBLISHED: SEPTEMBER 17, 1986
AMENDED: SEPTEMBER 2, 1986
PUBLISHED: NOVEMBER 22, 1986

AMENDED: SEPTEMBER 6, 1988
PUBLISHED: JANUARY 20, 1989

AMENDED : JUNE 19,1989
PUBLISHED: JUNE 15,1990

AMENDED: JUNE 2, 1992
PUBLISHED: JULY 23, 1992

Section c. GREEN ISLAND NOT
UNDERLINED ADOPTED: NOV. 5, 1996
PUBLISHED: NOV. 19, 1996
UNDERLINED PORTION ADOPTED: MARCH 4, 1997
PUBLISHED: MARCH 8, 1997

AMENDED: JUNE 3, 1997
PUBLISHED: JUNE 26, 1997

AMENDED: APRIL 21, 1998
PUBLISHED: APRIL 26,1988

ADOPTED: MAY 4, 1999
PUBLISHED: JUNE 3, 1999

AMENDED: DECEMBER 4,2007
PUBLISHED: DECEMBER 6, 2007

AMENDED: MARCH 6, 2008
PUBLISHED: MARCH 15, 2008 SECTION 1, subparagraph c. Green Island
EFFECTIVE: MARCH 25, 2008

AMENDED: JANUARY 7, 2020
PUBLISHED: JANUARY 16, 2020 NEW SECTION TITLED "FINES"

SECTION 1

No mechanically propelled vessel shall be operated at a speed exceeding five miles per hour on the waters of Lake George within the following described areas. The following areas are described in accordance with a chart entitled "Lake George 1970 Base Chart prepared for State of New York Department of Conservation by Dickerson, Czerwinski and Marneck":

a. Elizabeth Island. Bounded on the northwest by a line between obstruction can buoy "T" FLW and the west shore of Elizabeth Island, northeast by Travis Point, southeast by a line from obstruction spar buoy south of Elizabeth Island due east to the shore of Lake George, southwest by Elizabeth Island.

b. Sweetbriar Island. Bounded by a line between the northerly tip of Sweetbriar Island, and the southerly tip of the point of land north of Sweetbriar Island; and by a line between the northerly tip of Sweetbriar Island due west as the magnetic north is shown on said chart; and by the westerly and northerly shore of Lake George.

c. *“Mechanically Propelled Vessels. Regulating the Speed Boats in the Town of Bolton”, Green Island “Beginning at the intersection in the Town of Bolton, Warren County, New York, of Finkle Brook and the westerly shore of Lake George, thence easterly 1,525 feet, more or less, across the waters of Lake George to a point on the westerly shoreline of Green Island, 100 feet north of the northern most point of a boathouse owned by Queen (Green Island LG, LLC Tax Map Number 171.12-1-11) said point being also 181 feet more or less northerly as measured along said shoreline from Queen’s boundary with lands of Struzzieri; thence southerly along the westerly shoreline of Green Island 3,025 feet more or less to the southerly most point of a boathouse complex owned by Gabriels(Tax Map Number 171.20-1-1); thence westerly 1,380 feet more or less across the waters of Lake George to the northerly most point of the steamboat pier owned by the Town of Bolton at Rogers Park; thence westerly along said pier to the westerly shoreline of Lake George; thence northerly 5,000 feet more or less as the shoreline winds and turns to the intersection of Finkle Brook and the westerly shore of Lake George, the point of beginning.”*

d. Homer Point. Beginning at a point marking the most southerly tip of Clay Island (private land) running thence southwest to the closest point on the westerly shoreline of Lake George known as Homer Point, so called; thence generally westerly along the shoreline as it winds and turns to the most northerly tip of Homer Point; thence due north a distance of 500' into the waters of Lake George to a point; thence due east to the westerly shore of Clay Island; thence southerly and westerly along the shoreline of Clay Island as it winds and turns to the point and place of beginning.

HOMER POINT EXTENSION:

Beginning at a point being the most southerly (true north base) point of Clay Island on

- lands now or formerly of David VanDyck (Book380/page73),
1. thence S45 15W, across a small strait of Huddle Bay, 334 feet to a point on a peninsula of Homer Point on a parcel of land being identified by the Tax Map number Bolton Section 24 Block 1 Parcel 9.
 2. thence along the shores of Homer Point, southeasterly, southerly, along a small inlet, easterly, and southeasterly to a point on the easterly shore of lands now of Jameson, said point located S04 W, 700 feet from the last mentioned point,
 3. thence N28 17'E, through waters of Lake George, 1000 feet,
- thence N27 36'W, still through waters of Lake George, 180 feet to a point on the southeasterly shore of Clay Island on lands of Peter VanDyck (Book 543/Page301), Bolton Section 83 Block 1 Parcel 8,
- thence along the shore of Clay Island, as it winds and turns, in a generally southwesterly direction to the point and place of beginning, said point of beginning being S44W, 150 feet from the last mentioned point.

e. Turtle Island Channel. Beginning at a point marking the westerly most shoreline of Turtle Bay, said point being the southeast corner of a parcel of real property owned by Ashfield-VanPelt; thence running westerly along the shoreline of Lake George as it winds and turns a distance of 2,200 feet to a point; thence running southeasterly and into the waters of Lake George to the north shore of Turtle Island; thence running generally northeasterly along the northerly shore of Turtle Island as it winds and turns to a point marking the easterly most shoreline; thence from said point northeasterly to the westerly shoreline of Lake George to the point and place of beginning.

f. Fourteen Mile Island: Hens and Chicken Island: Beginning at a point marking the southwesterly most point of Fourteen Mile Island (lands now or formerly of Finley); running thence in a southwesterly direction on a straight course to the southwesterly most point of Hens and Chicken Island (lands of the State of New York); running thence southeasterly to a point on the easterly shore of Lake George said point being on the lands of the State of New York. Also beginning at the northeasterly most point of Fourteen Mile Island (lands now or formerly of Bergman); and running thence a direct course that if continued would extend to Pearl Point to a point on the easterly shoreline of Lake George (lands now or formerly of Knapp-Sprole), which point marks the northerly most point of Knapp's Bay, so called.

g. REFUGE ISLAND/WYNDEN POINT is hereby defined as follows:
Beginning at a point marking the northerly most point of Wynden Point, running thence in a direct line in a southeasterly direction to the northerly most point of Refuge Island; running thence in a general southerly direction along the easterly side of Refuge Island as it winds and turns to the most southerly point of Refuge Island; running thence directly east in a straight line to the easterly shoreline of Lake George; running thence northerly along the easterly shoreline of Lake George as it winds and turns to the point and place of beginning.

h. HUDDLE BAY/SUNRISE SHORES is defined as follows:
Beginning at a point on the southerly side of Huddle Beach Road as said roadway meets the westerly shoreline of Lake George, said point also being the northeasterly corner of a parcel of property now or formerly owned by Mabel Hodgkins and identified on the Warren County Tax Map as Parcel 28-1-2; running thence generally in a southeasterly direction and in a straight line to an exposed rock marked by a spare buoy in the waters of Lake George; running thence generally in a southeasterly direction again in a straight line from said rock

to the southeasterly corner of the lands now or formerly owned by Sunrise Shores Condominium Association said point being on the westerly shoreline of Lake George as it winds and turns to the point and place of beginning.

The intent of this amendment is to make applicable to the area described the 5 mile per hour speed limit (no wake) for all watercraft within the designated area.

By Order of the Bolton Town Board.

SECTION 2

EXCEPTIONS:

To lift the 5MPH no wake zone in Sawmill Bay to allow for the hydroplane races on May 16 and 17 1998.

The Town Board shall have the power to suspend the speed limit restrictions provided for herein under such terms, conditions and restrictions as the Town Board may determine, during a water skiing performance scheduled for July 24, 1999.

SECTION 3

FINES:

Where a court of competent jurisdiction, after due process, shall make a finding that an operator of a motor vessel shall have been found to have operated a motorboat in violation of any speed limitation herein specified, the civil penalty that may be imposed shall be (1) upon any first violation for speeding, a sum not to exceed \$100; (2) upon any second violation for speeding, within a year of a first violation a sum not to exceed \$200; and (3) upon any third or subsequent violation for speeding, within a year of a prior violation, a sum not to exceed \$300.

Ordinance #28 shall also provide that the Town Board may from time to time restate, amend or otherwise provide for different or additional civil penalties by subsequent resolution of the Town Board.

