

**STATE OF ALABAMA
COUNTY OF BLOUNT
TOWN OF HIGHLAND LAKE**

ORDINANCE NUMBER HL 14-05

AN ORDINANCE ESTABLISHING A LICENSE AND PERMIT FOR THE USE, DEVELOPMENT AND CONTROL OF HIGHLAND LAKE AND TO BE KNOWN AS THE "LAKE USE PERMIT" AND TO FIX THE PURCHASE COST OF SUCH PERMITS, THE DURATION OF VALIDATION AND TO ESTABLISH THE USES FOR SAID PERMIT, AND TO PROVIDE PENALTIES FOR THE VIOLATION OF THIS ORDINANCE

BE IT ORDAINED BY THE TOWN COUNCIL OF HIGHLAND LAKE, ALABAMA, AS FOLLOWS:

SECTION 1: LAKE USE PERMIT

In order to maintain the Highland Lake Dam, develop and manage Highland Lake Park and Recreational areas, and to provide custodial care of Highland Lake and Recreational areas, all persons using Highland Lake and Recreational areas are required to purchase either an annual (or a daily) "Lake Use Permit".

SECTION 2: THE PERMIT DESCRIPTION AND FEE

A. **RESIDENTS:** Annual Lake Use Permit fee is one hundred and no/100 dollars (\$100.00) per year plus twenty-five and no/100 dollars per motorized watercraft per year with a four motorized watercraft limit per permit holder for property owners.

NON-RESIDENTS: Annual lake use permit fee is four hundred and no/100 (\$400.00) per year. This permit will cover one (1) motorized (or non-motorized) vessel, and one additional *non-motorized* vessel, if desired, i.e., non-motorized canoe or kayak. Maximum of two vessels.

B. Daily LAKE USE PERMIT fee is two and 50/100 dollars (\$2.50) per person for bank fishing where permitted. Individuals purchasing a DAILY LAKE USE PERMIT will be issued an identification card valid only for the day issued and is not transferable.

C. There will be no charge for handicapped persons fishing from the bank. You must show proof of handicap (such as parking permit) and apply for a daily lake use permit in advance from the Town Clerk. This permit will be valid for one year, beginning May 15 and ending May 14 of the next year.

D. Annual Permits will not be issued to a non-resident for the use of Personal Watercraft, such as, but not limited, to seadoos and waverunners.

Failure to purchase permits as described shall be in violation of HL-14-05

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SECTION 3: DISPLAY REQUIREMENTS WITH TIME AND QUANTITY RESTRICTIONS

- A. Each Property owner/resident who purchases a Lake Use Permit will be entitled to a watercraft decal for each craft (with a limit of (4) four) registered in the name of the property owner, with the STATE OF ALABAMA.
1. A decal will be issued at the time a Lake Use Permit is purchased, and shall be displayed on the dock, pier or boathouse of the property owner/resident for identification from the water, indicating the presence of a valid LAKE USE PERMIT.
- B. Non-property owners may purchase an annual permit, which shall be restricted to the use of the purchaser/permittee. This permit will cover one (1) motorized (or non-motorized) vessel, and one additional *non-motorized* vessel, if desired, i.e., non-motorized canoe or kayak. Maximum of two vessels.
- C. Annual LAKE USE PERMITS are valid for one (1) year beginning at 12:01 a.m. on May 15th of each year and are delinquent after May 31st of each year. A ten dollar (\$10.00) late charge will be charged for all delinquent permits.
- D. Daily LAKE USE PERMITS are valid only for the day issued and are not transferable.
- E. Purchasers of Annual permits and Daily permits will be issued recognizable identification material.

Failure to purchase permits as described shall be in violation of HL-14-05

SECTION 4: USE OF PERMIT

- A. Lake Use Permits are necessary for any water activity including boating, swimming, fishing and other water recreation.
- B. Lake Use Permits are necessary for any permanently constructed or temporarily positioned structure extending from owners/resident's property into the water.
- C. Watercraft identification decals must be displayed on the watercraft in the area adjacent to the state registration numbers and must be clearly visible.
- D. Daily Lake Use Permits must remain with purchaser at all times. Permits are not transferable.

Improper use of permits as described shall be in violation of HL-14-05

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SECTION 5: HOLD HARMLESS AGREEMENT

As part of the permit process approved by the town council, a hold harmless agreement must be signed before lake use decals are issued (reference Amendment to HL-05-04 Regulating the use of Town Property).

SECTION 6: FINES AND PENALTIES

- (1) Upon the first conviction of any violation of this ordinance – up to \$400.00.
- (2) Upon second conviction - up to \$600.00 fine plus a one (1) year suspension of Lake Use Permit and associated privileges.
- (3) Upon a third conviction - \$1000.00 fine plus the permanent revocation of Lake User Permit.

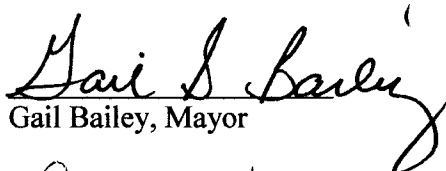
A. Additional : PERMANENT REVOCATION OF LAKE PRIVILEGES; Any person having three convictions for reckless operation of a watercraft upon the waters of Highland Lake shall have no recourse or right of appeal but shall forfeit all Lake Use Privileges.

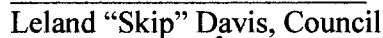
Any person found upon the waters of Highland Lake after having Lake Use privileges revoked shall be guilty of unlawful trespass and shall be so charged.

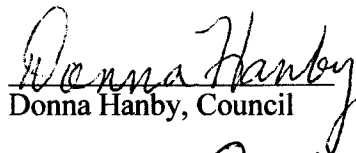
SECTION 7: PASSAGE OF ORDINANCE

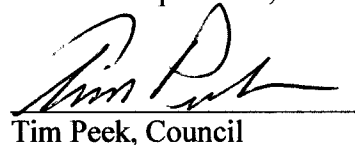
Upon passage of this Ordinance, all previous Ordinances and amendments pertaining to Lake Use Permit for the Town of Highland Lake, Alabama are hereby rescinded.

Adopted and approved this the 3rd day of November, 2014.

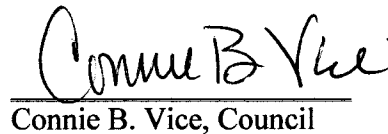

Gail Bailey, Mayor


Leland "Skip" Davis, Council

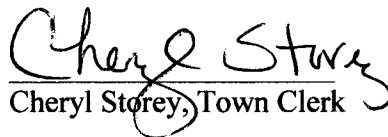

Donna Hanby, Council


Tim Peek, Council


Shani Ort, Council


Connie B. Vice, Council

ATTEST:


Cheryl Storey, Town Clerk