

§ 46-aaaa. Special provisions relating to speed on Cuba Lake.

1. Notwithstanding any other provisions of this chapter or any inconsistent local laws, every pleasure vessel operated on Cuba lake, located in the towns of Cuba, Allegany county and Ischua, Cattaraugus county, shall be operated in a careful and prudent manner, in such a way as to not unreasonably interfere with or endanger any vessel or person, and no vessel shall be operated at a speed exceeding forty-five miles per hour. No pleasure vessel operated on Cuba lake shall be operated at a speed exceeding twenty-five miles per hour between one-half hour after sunset and one-half hour before sunrise.

2. No person shall ride on water skis, surfboard, motorized jet ski or motorized personal watercraft or similar device on the waters of Cuba lake, without wearing a life preserver, life belt, or similar device; provided, however, that the provisions of this subdivision shall not apply to a paid performer engaged in a professional exhibition.

3. The provisions of this section shall not apply to any vessel competing in or practicing for a regatta or boat race over a specified course held by a bona fide club or racing association, provided that due written notice of the date of the race has been given to the appropriate law enforcement agencies at least fifteen days prior to such race, pursuant to the provisions of section thirty-four of this chapter, and all provisions of this section have been complied with. The provisions of this section shall not apply to any Federal Aviation Agency licensed aircraft.

4. Any person who fails to comply with any of the provisions of this section shall be guilty of a violation punishable by a fine of not less than twenty-five dollars nor more than one hundred dollars for the first offense; by a fine of not less than fifty dollars nor more than two hundred dollars for conviction of the second offense committed within a period of twenty-four months; by a fine of not less than one hundred dollars nor more than two hundred dollars for conviction of the third offense or any subsequent offense committed within a period of twenty-four months.

5. The Cuba Lake District shall have all of the rights, duties and obligations as provided for in section forty-six of this chapter as afforded to the governing body of a city or incorporated village relative to the creation of a vessel regulation zone.