WATER SURFACE USE ORDINANCE

CITY OF ROCKVILLE
STATE OF MINNESOTA
COUNTY OF STEARNS

ORDINANCE NO.2019-96

AN ORDINANCE REGULATING THE SURFACE USE OF PLEASANT LAKE AND GRAND LAKE

Be it ordained and enacted by the City of Rockville, State of Minnesota that the following becomes the Water Surface Use Ordinance.

Section 1: PURPOSE, INTENT AND APPLICATION: As authorized by Minnesota Statutes 86B.201, 86B205, and 459.20, AND Minnesota Rules 6110.3000-6110.3800 as now in effect and as hereafter amended , this Ordinance is enacted for the purpose and with the intent to control and regulate the use of the waters of Pleasant Lake and Grand Lake in the City of Rockville Minnesota, said bodies of water being located entirely within the boundaries of the City of Rockville to promote its fullest use and enjoyment by the public in general and the citizens of City of Rockville in particular; to insure safety for persons and property in connection with the use of said waters; to harmonize and integrate the varying uses of said waters; and to promote the general health, safety and welfare of the citizens of City of Rockville, Minnesota.

Section 2: DEFINITIONS: Terms used in this ordinance related to boating are defined in M.S. 86B.005.

"Public Watercraft Access" in this Section means an area set aside and managed by the Minnesota Department of Natural Resources as a free and adequate access site to public water resources for all citizens of Minnesota for recreational opportunities per MN Statute 86A.

"Slow-No-Wake" is defined by Minnesota Statute and Rule as the operation of a watercraft at the slowest possible speed necessary to maintain steerage, but in no case greater than five (5) miles per hour (See Minn. Stat. 86B.005 subd.16a or Minn R. part 6110.3700 for exact definitions).

Section 3: SURFACE ZONING OF PLEASANT LAKE and GRAND LAKE BY RESTRICTING SPEEDS DURING CERTAIN HOURS.

(A) Slow –No-Wake speed 24 hours per day on the entire water surface when the lake level on Pleasant lake exceeds 1093.5 feet (NGVD 29) and Grand Lake exceeds 1104.36 feet (NGVD 29) as measured on the DNR certified gauge located on each lake. All public watercraft accesses shall be posted prior to and during the time restrictions are in

place. In addition, signs will be posted along access roads at each effected lake and at the Rockville City Hall.

(B) When high water levels have subsided and have remained below the elevations stated above for three (3) consecutive days, said restrictions shall be promptly removed.

Section 4: SURFING: At all times, boats producing large wakes for the intent of surfing, must be at least 500 feet from shore when doing this activity.

Section 5: ENFORCEMENT: the primary responsibility for enforcement of this ordinance shall rest with the Stearns County Sheriff's Department. This, however, shall not preclude enforcement by other licensed peace officers.

Section 6: EXEMPTIONS: All authorized Resource Management, Emergency and Enforcement Personnel, while acting in the performance of their assigned duties are exempt from the foregoing restrictions.

Section 7: NOTIFICATION: It shall be the responsibility of the City of Rockville to provide for adequate notification of the public, which shall include placement of signs at each public watercraft access outlining essential elements of the ordinance.

Section 8: PENALTIES: Any person who shall violate any of the provisions of this Ordinance shall be guilty of a Misdemeanor.

Section 9: EFFECTIVE DATE: This Ordinance shall be in effect from and after the date of its passage and publication.

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Duane Willenbring, Mayor

Attest:

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Martin M. Bode, City Administrator/Clerk