

**SPRING LAKE TOWNSHIP
ORDINANCE NO. 21-001**

AN ORDINANCE ENACTING AN ORDINANCE REGULATING BOAT SLIPS AND
DOCKS AND ADOPTING A PENALTY PROVISION FOR VIOLATION THEREOF

THE TOWN BOARD OF SPRING LAKE TOWNSHIP, SCOTT COUNTY, MINNESOTA,
ORDAINS:

Ordinance 15-001 and 15-002 entitled “Ordinance regulating a Mooring Facility on Controlled Access Lots on Spring Lake within the Township” and “An Interim Ordinance Temporarily Prohibiting the Issuance of Mooring Facility Permits for Controlled Access Lots on Spring Lake within the Township” are repealed and Controlled Access Lots guided by Scott County Zoning Ordinance 70-8-2 (2) Access to Public Waters.

The Town Board hereby adopts the following Ordinance:

Section 1. The following definitions are hereby adopted:

Boat Slips, Township. The mooring of watercraft with permission of the Township on property owned or controlled by the Township. Township boat slips, regardless of number.

Boat Slips, Personal. The mooring of five (5) or fewer restricted watercraft allowed for personal use by the owners or tenants of residential riparian lots.

Watercraft, Restricted. Watercraft for use on or stored on the public waters except for the following:

1. Watercraft 16 feet or less in length which uses no motor or a motor of 10 horsepower or less; and
2. Watercraft 20 feet or less in length, which uses no motor and is propelled solely by human power.

Section 2. Personal Boat Slips:

(1) Personal Boat Slips are permitted only on riparian lots. The lot and Personal Boat Slips shall meet the following minimum conditions as determined by the Town Board:

- a. The slips can be located on separate dock structures, but no more than five (5) slips can be located on a lot.
- b. No more than five (5) restricted watercraft may be moored at any one lot at a time.
- c. If three (3) or more restricted watercraft are moored at any one lot at a time, any dock structure on that lot shall be at least ten (10) feet from all side lot lines at the ordinary high-water mark.

- d. All Personal Boat Slips on a lot shall be used in only one of the following manners:
 - i. Owner use - all restricted watercraft moored at the lot shall be owned and registered to the property owner or the property owner's immediate family. For purposes of this requirement, "immediate family" means the spouse, parents, children and grandchildren (all including step- and foster-) of the property owner or the property owner's spouse.
 - ii. Tenant use – if the entire dwelling on the lot is being leased to a tenant and the owner occupies no portion of the lot, all restricted watercraft moored at the lot shall be owned and registered to the tenant or the tenant's immediate family (as immediate family is defined above). In no case may the property owner and tenant both moor watercraft at the lot.
 - iii. Boarder use – if a portion of a dwelling on the lot is being leased to a boarder(s) but the owner still occupies a portion of the lot, all restricted watercraft moored at the lot shall be owned and registered to the owner under provision (i) above or the boarder(s) (regardless of number of boarders) may moor only one (1) restricted watercraft at the lot. In no case may the property owner and boarder both moor watercraft at the lot.
- e. Rental of slips is prohibited. Use of slips allowed by (d) above is not considered "rental" of slips.

(3) If the Township has reason to believe that any provisions in this subsection relating to personal boat slips or mooring facilities are not being complied with, the Township has the authority to require the submittal of watercraft registration information, proof of ownership/tenancy of property or watercraft, proof of relationships, use of slip, or other information needed to establish compliance.

Section 3. Every person who violates any provision of this ordinance shall be guilty of a misdemeanor and shall be punished therefore as provided by law. Each day a violation of shall constitute a separate violation. Costs of prosecution may be added as set forth in Minn. Stat. 366.01 subd. 10.

Section 4. This ordinance shall become effective upon its passage and publication.

Passed by the Town Board of the Town of Spring Lake this 14th day of January 2021.

All those in favor:

All those opposed:

Adopted this 14th day of January, 2021

BY THE BOARD

Thaddeus Kowalski
Town Chairperson

Motion passes _____ or fails _____

Attest: _____
Town Clerk
Melissa Hanson



RESOLUTION 21-001

**A RESOLUTION APPROVING THE SUMMARY OF
ORDINANCE NO. 21-001 AND ORDERING THE PUBLICATION OF SAID
SUMMARY**

Motion By: _____ **Second By:** _____

WHEREAS, On January 14th, 2021 the Town Board adopted Ordinance No. 21-001 relating to boat slips and docks; and

WHEREAS, Minnesota Statutes requires publication of an ordinance in the official newspaper before it becomes effective; and

WHEREAS, Minnesota Statutes also allows the publication of a summary of an ordinance if the Town Board finds that the summary is an accurate representation of the ordinance; and

WHEREAS, The Town Board desires to publish a summary of the ordinance and has determined the publication of a summary of this ordinance will meet the intent of the statute.

**NOW THEREFORE, BE IT HEREBY RESOLVED BY THE TOWN BOARD OF
SPRING LAKE TOWNSHIP, SCOTT COUNTY, MINNESOTA** as follows:

The recitals set forth above are incorporated herein. The Town Clerk is forthwith directed to publish, post and record the Ordinance as follows:

1. Ordinance No. 21-001 is lengthy.
2. The text of summary of Ordinance No. 21-001, attached hereto as Exhibit A, conforms to M.S. § 331A.01, Subd. 10, and is approved, and the Town Board finds publication of the title and summary of the Ordinance will clearly inform the public of the intent and effect of the Ordinance.
3. The clerk title and summary shall be published once in the Prior Lake American in a body type no smaller than brevier or eight-point type.
4. The Clerk is instructed to record the Ordinance in the Town's Ordinance book within twenty days after publication of the title and summary. Proof of said publication shall be attached to the recorded Ordinance.

Exhibit A

- 5. The Clerk is instructed to file a copy of the full text of the Ordinance with the Scott County Law Library and to place a copy of the full text of the Ordinance in the location named in the summary above, as well as placing a copy on the community library.
- 6. The Clerk shall record a certified copy of the full text of the Ordinance with the County Recorder or Registrar of Titles.
- 7.
- 8. A complete text of the ordinance will be available for inspection at the Township hall or on the Township website as soon as practicable.

PASSED AND ADOPTED THIS 14th day of January, 2021.

VOTE	Kowalski	Berens	Quinn
Aye	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nay	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Absent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Abstain	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Melissa Hanson
Town Clerk

SUMMARY ORDINANCE NO. 21-001

**TOWN OF SPRING LAKE, SCOTT COUNTY MINNESOTA
ORDINANCE NO. 21-001**

**AN ORDINANCE REGULATING THE USE OF BOAT SLIPS ON PRIVATE PROPERTY IN
THE TOWNSHIP, AND PROVIDING PENALTIES FOR VIOLATIONS**

The following is only a summary of Ordinance No. 21-001. The full text will be available for public inspection after January 14th, 2021 by any person during regular office hours at the Township hall or in the Document Center on the Spring Lake Township website.

SUMMARY: The Ordinance adopts restrictions regarding usage of boat slips on private property, including creating definitions and conditions for personal boat slips and township boat slips; updating and consolidating conditions usage of the same, and adopting enforcement language.

This ordinance shall become effective from and after its passage and publication.

Exhibit A

Passed by the Town Board of the Town of Spring Lake this 14th day of January 2021.

ATTEST:

Melissa Hanson, Town Clerk

Thaddeus Kowalski, Board Chair

Summary published in the Prior Lake American on the ____ day of _____, 2020.