

STATE OF MINNESOTA
COUNTY OF BECKER
ORDINANCE NO. 05-05-2I

AN ORDINANCE REGULATING THE SURFACE USE OF ST. CLAIR LAKE

The County of Becker County, State of Minnesota, hereby ordains as follows:

SECTION 1: PURPOSE, INTENT, AND APPLICATION: As authorized by Minnesota Statutes Sections 86B.201, 86B.205 and 459.20, 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 St. Clair Lake, located in Sections 32 and 33 of Detroit Township (T139N. - R41W.) and Sections 4 and 5 of Lakeview Township (T138N. - R41W.), located in Becker County, Minnesota, to promote its fullest use and enjoyment by the public in general and the citizens of Becker County 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 Becker County, Minnesota.

SECTION 2: DEFINITIONS: Terms used in this Ordinance related to boating are defined in Minnesota Statute Section 86B.005.

SECTION 3: SURFACE ZONING OF ST. CLAIR LAKE: No person shall operate a watercraft on the waters of St. Clair Lake that is propelled by a motor of any type including, but not limited to, internal combustion and electric motors.

SECTION 4: ENFORCEMENT: The primary responsibility for enforcement of this Ordinance shall rest with the Becker County Sheriff's Department. This, however shall not preclude enforcement by other licensed police officers.

SECTION 5: EXEMPTIONS: All authorized resource management, emergency, and enforcement personnel, while acting in the performance of their assigned duties, are exempt from the foregoing restrictions. Authorized resource management personnel include, but are not limited to, staff and authorized agents of the Pelican River Watershed District, Minnesota Department of Natural Resources, Minnesota Pollution Control Agency, Becker County Environmental Services, and the City of Detroit Lakes, Minnesota.

SECTION 6: NOTIFICATION: It shall be the responsibility of Becker County to provide for adequate notification to the public, which shall include the placement of a sign at each public watercraft access outlining essential elements of the Ordinance as well as placement of necessary buoys and signs. Failure to place such buoys and signs shall not excuse compliance with this Ordinance.

SECTION 7: PENALTIES: Any person who shall violate the provisions of this Ordinance shall be guilty of a misdemeanor.

SECTION 8: EFFECTIVE DATE: This Ordinance shall be in effect from and after the date of its passage and publication.

Passed by Becker County Board of Commissioners on the 24th day of May, 2005.

Harry Salminen
Chairperson

Attested:

Brian Berg
Becker County Administrator