

**SPRING LAKE TOWNSHIP  
SCOTT COUNTY  
STATE OF MINNESOTA**

**ORDINANCE NO. 16-002**

**ORDINANCE REGULATING WATER SURFACE USE MANAGEMENT  
ON SPRING LAKE**

SPRING LAKE TOWNSHIP, SCOTT COUNTY, MINNESOTA HEREBY ORDAINS:

**Section 1. Authority**

This ordinance is adopted pursuant to the authority As stated in Minnesota Statutes 86B.201, 86B.205, and 459.20, and Minnesota Rules 6110.3000 – 6110.3800.

**Section 2. Statement of Purpose**

This Ordinance is enacted for the purpose and with the intent to control and regulate the use of the waters of Spring Lake in Scott County, Minnesota; to promote to the fullest extent possible the public's use and enjoyment of said body of water; to promote and protect the safety of persons and property in connection with the use of this water; to harmonize and integrate the varying uses of this water; and to promote the public health, safety and welfare on said body of water.

**Section 3. DEFINITIONS**

For the purposes of this Ordinance, the definitions set out in Minnesota Statutes Section 86B.005 are incorporated herein and made part of this Ordinance. Terms not defined by said Statute shall have the following meanings:

- a. **High Water:** An elevation of 912.8' or greater above mean sea level on Spring Lake, as determined by the Prior Lake-Spring Lake Watershed District gauge.
- b. **Shore:** The line separating land and water which shifts as lake levels increase and decrease.
- c. **Slow No-Wake:** The operation of a watercraft at the slowest possible speed necessary to maintain steerage and in no case greater than five (5) miles per hour.
- d. **Spring Lake:** The body of water given that name and assigned the lake number 70005400 by the Minnesota Department of Natural Resources.
- e. **Watercraft:** Any contrivance used or designed for navigation on water, except: 1) a duck boat during the duck hunting season; 2) a rice boat during the harvest season; or 3) a seaplane.

**SECTION 4. WATERCRAFT SPEED LIMITATIONS**

- a. **General Speed Limit:** No person shall operate a watercraft, at any time, greater than a slow no-wake speed within one hundred fifty feet (150') from shore. Any watercraft launching or landing a person on water skis, wakeboards, kneeboards, or barefoot by the most direct and safe route to open water or shore shall be exempt from this provision.
- b. **Daytime Speed Limit:** No person shall operate a watercraft at greater than forty (40) miles per hour, from sunrise to one-half hour after sunset, on all weekends and legal holidays occurring from Memorial Day weekend through Labor Day weekend.
- c. **Nighttime Speed Limit:** No person shall operate a watercraft at greater than twenty (20) miles per hour, from one-half hour after sunset to sunrise the following day, at any time during the year.
- d. **High Water Slow No-Wake:** No person shall operate a watercraft at greater than a slow no-wake speed on the entire surface of Spring Lake when the water level in said water body reaches its High Water elevation, as defined in Section 3.

When the water level of Spring Lake reaches a High Water elevation, as defined in Section 3, the City Manager of the City of Prior Lake or designee shall arrange to have notice of the high water slow no-wake restriction posted on the City's website. The high water slow no-wake restriction shall become effective as of the posting. All public water accesses shall be posted during the time the restriction is in place.

When water levels have subsided and have remained below a High Water elevation, as defined in Section 3, for 72 consecutive hours, said restriction shall be promptly removed by removing the posting on the City of Prior Lake's website.

## **Section 5. ADDITIONAL RESTRICTIONS - SWIMMING**

No person shall use an inflatable water toy, air mattress or inner tube more than one hundred fifty feet (150') from shore, unless accompanied by a watercraft. No person shall swim more than one hundred fifty feet (150') from shore, unless accompanied by a watercraft.

## **Section 6. NOTIFICATION**

The City of Prior Lake and Spring Lake Township shall notify the public of this Ordinance, which shall include but not be limited to placing a sign at each public watercraft launching facility outlining the essential elements of this Ordinance, as well as placing other necessary buoys and signs.

## **Section 7. ENFORCEMENT**

The enforcement of this Ordinance shall be the primary responsibility of the Scott County Sheriff's Office. Other licensed peace officers, including conservation officers of the Minnesota Department of Natural Resources, are also authorized to enforce the provisions of this Section.

## **Section 8. PENALTIES**

Any person who violates any provisions of this Ordinance shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment of not more than ninety (90) days, or both.

**Section 9. SEPARABILITY**

It is hereby declared to be the intention that the several provisions of this ordinance are separable in accordance with the following: If any court of competent jurisdiction shall adjudge any provision of this ordinance to be invalid, such judgment shall not affect any other provisions of this ordinance not specifically included in said judgment.

**Section 10. SUMMARY APPROVED**

The Town Board hereby determines that the text of the summary marked "Official Summary of Ordinance No. 16- 002", a copy of which is attached hereto, clearly informs the public of the intent and effect of the ordinance. The Town Board further determines that publication of the title and such summary will clearly inform the public of the intent and effect of the ordinance.

**Section 11. FILING.**

The Town Clerk shall file a copy of this ordinance in her office, which copy shall be available for inspection by any person during regular office hours.

**Section 10. PUBLICATION.**

The Town Clerk shall publish the title of this ordinance and the official summary in the official newspaper of the Township with notice that a printed copy of the ordinance is available for inspection by any person during regular office hours at the office of the Town Clerk.

**Section 11. EFFECTIVE DATE.**

This ordinance shall be in full force and effect from and after its passage and publication.

Adopted by the Town Board of Spring Lake Township, this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Glenn Kelley  
Chair, Spring Lake Town Board

ATTEST:

\_\_\_\_\_  
Kathy Nielsen  
Clerk, Spring Lake Town Board