

**CITY OF SHOREVIEW
AGENDA
CITY COUNCIL EMERGENCY MEETING
JUNE 19, 2014
4:30 P.M.**

1. ROLL CALL
2. ESTABLISHMENT OF TEMPORARY SLOW WAKE ZONE ON SNAIL LAKE
3. OTHER ISSUES
4. ADJOURNMENT

PROPOSED MOTION

MOVED BY COUNCILMEMBER _____

SECONDED BY COUNCILMEMBER _____

To adopt Resolution No. 14-41 establishing temporary emergency slow no-wake restrictions on Snail Lake.

ROLL CALL: **AYES** _____ **NAYS** _____

JOHNSON	_____	_____
QUIGLEY	_____	_____
WICKSTROM	_____	_____
WITHHART	_____	_____
MARTIN	_____	_____

EMERGENCY COUNCIL MEETING

JUNE 19, 2014

TO: MAYOR, CITY COUNCIL, CITY MANAGER

FROM: TOM WESOLOWSKI
CITY ENGINEER

DATE: JUNE 19, 2014

SUBJ: ESTABLISH TEMPORARY EMERGENCY SLOW NO-WAKE
RESTRICTIONS ON SNAIL LAKE

DISCUSSION

This spring the high amount of rainfall has increased the level of Snail Lake significantly. As of June 19, 2014 the level of the lake was at 884.4, which is 0.7-feet above the ordinary high water level.

At this water level there is a potential for waves and wakes from boats to cause erosion and damage to property along the lakeshore. The City has received emails and phone calls from residents that are concerned about the potential for damage and are requesting a slow wake restriction be established on the lake. City staff has contacted the Snail Lake Board and Ramsey County Parks and there is support to establish a slow wake restriction.

Due to the historic high rainfall amount across Minnesota the Department of Natural Resources has approved that local units of government may enact a 30-day temporary emergency water surface use slow no-wake restriction. A copy of the letter is attached.

The temporary slow wake restriction would cover the entire lake and would be lifted once the lake level has been 0.1-feet below the ordinary high water level (883.6) for a period of three days or after a period of 30-days, whichever comes first.

The City is required to notify the DNR and the public if the temporary slow wake restriction is established. Signs would also be posted at the public water access and the Ramsey County Sheriff Department would enforce the restriction.

RECOMMENDATION

It is recommended that the City Council approve the temporary emergency slow no-wake restrictions on Snail Lake.

TEW/

Minnesota Department of Natural Resources

500 Lafayette Road • St. Paul, MN • 55155-40__



June 18, 2014

Attention Local Units of Government:

STATEWIDE EMERGENCY WATER SURFACE USE RESTRICTION APPROVAL

Pursuant to Minnesota Rules 6110.300-6110-3800

Due to historically high rainfall amounts across Minnesota, (pursuant to MN Rule 6610.3700 subp. 9), The Commissioner of Natural Resources has approved that local units of government may enact a 30-day temporary emergency water surface use slow wake restrictions under the following conditions:

1. The body of water must reach a level where damage to property is expected.
2. The elevation that triggers the slow no-wake restriction shall be the ordinary high water level established by the Minnesota Department of Natural Resources or a lake elevation or river stage where damage to property is expected.
3. The slow no-wake restriction shall be lifted once the water body has been 0.1 feet below the elevation that triggers the slow no-wake for three days. The slow no-wake restriction shall be lifted a maximum of 30 days from the first day it is enacted, unless the Minnesota Department of Natural Resources approves an extension.
4. The slow no-wake area may be set by the local unit of government at 150, 300, or 600 feet from the shore or across the entire water body with the goal of enacting the minimum restriction on watercraft use needed to protect and minimize harm to natural resources.
5. Two or more local units of government must approve identical water surface use restrictions to cover a shared body of water unless the impacted area is clearly within one local unit of government's area of responsibility (example: a channel or bay).
6. The local unit of government will notify the Commissioner (via the DNR Boat and Water Safety Unit) as soon as practicable from enactment.
7. The local unit of government will notify the public via their website, posted notices at public water access sites, press releases, and other means they have available.
8. The local unit of government shall designate the primary enforcement agency (typically the county sheriff) and note that other licensed peace officers may also enforce the restriction.



Emergency beyond 30 days:

The local unit of government may apply to the DNR Boat and Water Safety Unit for a temporary extension of more than 30 days is expected to be needed. Provide an opportunity for public comment to the extent practicable and provide a summary of comments. Allow 5 days minimum for processing.

Permanent Water Surface Use Restrictions:

Local units of government are encouraged to apply for permanent approval of water surface use slow no-wake trigger elevation (along with any other needed restrictions) to avoid needing to request additional temporary approvals.

See <http://www.dnr.state.mn.us/regulations/boatwater/surfaceusezoning.html>

Questions?

Contact Margaret Bergsrud of MN DNR Boat and Water Safety at 651-259-5400 or boatandwater.dnr@state.mn.us

Sincerely,

A handwritten signature in black ink, appearing to read "Ken Soring". The signature is fluid and cursive, with the first name "Ken" being more prominent than the last name "Soring".

COL Ken Soring, Director
Enforcement Division

cc: Stan Linnell, State Boating Law Administrator
DNR Regional Administrators
DNR Regional Enforcement Captains
County Sheriff Water Patrols
Area PAT Supervisors

**EXTRACT OF MINUTES OF MEETING OF THE
CITY COUNCIL OF SHOREVIEW, MINNESOTA**

HELD JUNE 19, 2014

* * * * *

Pursuant to due call and notice thereof, a meeting of the City Council of the City of Shoreview, Minnesota, was duly called and held at the Shoreview City Hall in said City on June 19, 2014, at 7:00 p.m. The following members were present:

;

and the following members were absent: .

Member introduced the following resolution and moved its adoption.

RESOLUTION NO. 14-41

**ESTABLISH TEMPORARY EMERGENCY SLOW NO-WAKE RESTRICTIONS ON
SNAIL LAKE**

WHEREAS, high water levels on Snail Lake have create a potential for waves and wakes from boats to cause erosion and damage to property along the lakeshore; and

WHEREAS, the Minnesota Department of Natural Resources has approved that local units of government may enact 30-day temporary emergency water surface use slow no-wake restrictions.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SHOREVIEW, MINNESOTA:

That a temporary slow no-wake zone shall be established across Snail Lake and shall remain in effect until the level of the lake has been below elevation 883.6 for a period of three days or for a period of 30-days from the first day the restrictions are enacted, whichever comes first.

Signs announcing the restrictions shall be posted at the public water access sites and the Ramsey County Sheriff shall be the primary enforcement agency for the restrictions.

The motion for the adoption of the foregoing resolution was duly seconded by Member , and upon vote being taken thereon, the following voted in favor thereof ;

and the following voted against the same: .

WHEREUPON, said resolution was declared duly passed and adopted this 19th day of June, 2014.

STATE OF MINNESOTA)

)

COUNTY OF RAMSEY)

)

CITY OF SHOREVIEW)

I, the undersigned, being the duly qualified and acting Manager of the City of Shoreview of Ramsey County, Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a meeting of said City Council held on the 19th day of June 2014, with the original thereof on file in my office and the same is a full, true and complete transcript therefrom insofar as the same relates to approving the Temporary Emergency Slow No-Wake Restrictions for Snail Lake.

WITNESS MY HAND officially as such Manager and the corporate seal of the City of Shoreview, Minnesota, this 19th day of June 2014.

Terry Schwerm
City Manager

SEAL