

Memo

To: Honorable Mayor and City Council
From: Joe Kohlmann, City Administrator
Date: September 11th, 2012
Re: North Waseca Task Force Recommendations to Council

Overview:

A Petition signed by 32 Tonka Bay property owners requested enforcement action to reduce safety, traffic and public nuisance issues at the North Waseca Fire Lane.

The North Waseca Task Force created at the August 14th City Council Meeting met on August 22nd and August 29th. The two meetings combined lasted approximately 3hr. 45 min. There were six participants in the task force meetings. Participants included Councilmember Marceau; Councilmember De La Vega; City Administrator Joe Kohlmann; City Attorney Jim Penberthy; Bay Rentals owner Ken Pittel; and Tonka Bay homeowner Kathy Aanenson.

The task force discussed many issues, compromises and solutions. The solutions discussed ranged from allowing commercial rentals at municipal docks; reclassifying fire lanes; creating a permit process for commercial operations; revising language regarding fire lane use; imposing additional restrictions; and enforcement strategies. All of these ideas were discussed in great length while exploring the practicality of each solution.

Recommendations:

Conclusions: The existing Resolution No. 00-58 – *Establishing Rules and Regulations for the use of Class III Fire Lanes* provides rules and regulations for the management of the North Waseca Fire Lane and is in full force and effect.

Recommendation #1:

The Task Force recommends that the Tonka Bay City Council request from the SLMPD Chief of Police the following support so as to provide for the safe enjoyment by all citizens of the North Waseca Fire Lane:

- a. Routine Patrol of the North Waseca Fire Lane as would be normal in the daily policing activities within the City of Tonka Bay, specifically, and particularly between Memorial Day and Labor Day.
- b. Prompt response to any citizen calls relating to the North Waseca Fire Lane.
- c. A incident report from June 1st through September 30th to be provided to the Tonka Bay City Council each year which would contain the following information:
 - i. Number of calls to the North Waseca Fire Lane with response times.
 - ii. Police Reports regarding calls at the North Waseca Fire Lane.
 - iii. Citations written as a result of calls to the North Waseca Fire Lane.

Recommendation #2:

Signage at the North Waseca Fire Lane should be codified such that all rules and regulations are clearly communicated and visible.

Recommendation #3:

That swimming in the Area of the North Waseca Fire Lane be clearly identified as not permitted, due to the risk of accident or injury.

Recommendation #4:

That Staff study the possibility of providing for a seasonal and temporary restroom facility for the North Waseca Fire Lane.

Council Action Requested:

Discuss the report. A motion to adopt the North Waseca Task Force's recommendations.

RESOLUTION NO. 00-58

A RESOLUTION ESTABLISHING RULES AND REGULATIONS FOR THE USE OF CLASS III FIRE LANES

WHEREAS, the City Council finds that as lake use and use of fire lane accesses increase, procedures and standards which have been adequate in the past have become inadequate and the danger to the public health, safety and welfare has increased; and

WHEREAS, the City of Tonka Bay desires to regulate the use of Fire Lanes by imposing conditions for said use; and

WHEREAS, it is the desire of the City Council to adopt said conditions by Resolution and also to adopt rules and regulations for all persons using said Fire Lanes; and

WHEREAS, the City Council determines that it is in the best interests of the community with respect to its health, safety and general welfare to adopt said conditions, rules and regulations.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Tonka Bay, Hennepin County, Minnesota, as follows:

RULES AND REGULATIONS FOR ALL USERS OF CLASS III FIRE LANES

1. No person shall use the designated launch area of the fire lane for a period of time exceeding fifteen (15) minutes to launch a vehicle. "Person" shall be defined as: "individual, firm, corporation, partnership, other legal entity or association of one or more individuals. "Vehicle" shall be defined as: "every device in, upon or by which any person or property may be transported or drawn upon a highway, lake, stream, channel or trail and shall include but not be limited to automobiles and other motor vehicles, boats, personal watercraft, snowmobiles, trailers, and parts thereof except devices moved by human power."
2. No person shall launch more than four vehicles at any one time.
3. No person shall launch a vehicle in the launch area or park a vehicle in the designated parking area between the hours of 11:00 p.m. and 7:00 a.m. Launch area and parking area are as designated on Attachment "A".
4. No person shall operate any vehicle on shore when said vehicle is intended to be