CITY OF TONKA BAY
ITEM NO. 8A

Memo

To: Honorable Mayor and City Council

From: Joe Kohlmann, City Administrator

Date: July 23, 2013

Re: Second Reading – Section 1011.20 Ordinance Amendment – Fire Lane Language

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Staff has attached proposed Ordinance amendments to City Code Section 1011.20, General Performance Standards, relating to the section on fire lanes.

The ordinance amends Section 1011.20, General Performance Standards, Subdivision 1(c) and Subdivision 2(d), Fire Lanes as follows:

c. Class III shall only be used for the following: fishing from shore, winter vehicular access to the lake by vehicles not exceeding 10,000 pounds in weight; launching and retrieving of watercraft not exceeding twenty-seven feet (27') in length and not exceeding ten thousand pounds (10,000) in weight. For purposes of this subdivision, length shall mean the horizontal measurement from the foremost to the aftermost points of the watercraft, including all equipment and attachments in their normal operation positions

Subd. 2.

d. Class IV 12-Hill (inaccessible)

- These fire lanes shall be allowed to have winter motor vehicular traffic access to the lake as limited in Section 1011.20 Subd. 1(c).

Council Action Requested:
Adopt the Resolution authorizing summary publication.

1011.20 FIRE LANES.

Subd. 1. All fire lanes in the City shall be located, identified and the use thereof restricted to one of the following classifications as so designated on the official Zoning Map. All fire lanes are to provide lake access to the public.

a. Class I shall be used for pedestrian access to the lake, fishing from shore, launching canoes and other small boats not requiring a trailer, no sporting activities, involving thrown objects such as catch, softball, baseball, Frisbee, volleyball and football.

b. Class II can be used for all the activities as designated in Class I as well as snowmobile access during the winter.

c. Class III shall only be used for ~~fishing from shore, boat launching, and winter vehicular access to the lake.~~ the following: fishing from shore; winter vehicular access to the lake by vehicles not exceeding 10,000 pounds in weight; launching and retrieving of watercraft not exceeding twenty seven feet (27') in length and not exceeding ten thousand pounds (10,000) in weight. For purposes of this subdivision, length shall mean the horizontal measurement from the foremost to the aftermost points of the watercraft, including all equipment and attachments in their normal operation positions.

d. Class IV shall be used for pedestrian access and fishing from shore.

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Subd. 2. The following fire lanes shall be classified as follows:

a. Class I. 1-Crescent, 11-Pearl, 14-North Channel, 15-South Channel, 17-North Manitou, 2-Lake Place, 4-West Point, 6-North Sunrise, 7-South Sunrise, 9-Aspen, 10-Hazel, 16-Woodlawn, 19-Apgar, 20-North Brentwood, 21-South Brentwood.

b. Class II. 3-Interlachen, 8-South Waseca, 13-Woodpecker*, 18-Bay*.

c. Class III. 5-North Waseca.

d. Class IV. 12-Hill (inaccessible)

- These fire lanes shall be allowed to have winter motor vehicular traffic access to the lake as limited in Section 1011.20 Subd. 1(C).

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(Hours same as park hours – City admin. note not part of ordinance)

RESOLUTION 13-

A RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF AN ORDINANCE OF THE CITY OF TONKA BAY, MINNESOTA

WHEREAS, the City Council determines that publication of the summary of Ordinance 2013-2 entitled "An Ordinance Amending Section 1011.20, General Performance Standards, Subdivision 1(c), Fire Lanes", as attached, will clearly inform the public of the intent and effect of the ordinance; and

WHEREAS, the following changes will be included in the summary ordinance:

Subd. 1.c. Class III shall only be used for the following: fishing from shore; winter vehicular access to the lake by vehicles not exceeding 10,000 pounds in weight; launching and retrieving of watercraft not exceeding twenty seven feet (27') in length and not exceeding ten thousand pounds (10,000) in weight. For purposes of this subdivision, length shall mean the horizontal measurement from the foremost to the aftermost points of the watercraft, including all equipment and attachments in their normal operation positions.

WHEREAS, state statutes allow the council to direct staff by a four-fifths vote that only the title of the ordinance and a summary be published;

WHEREAS, a copy of the entire text shall be posted in the Excelsior branch of the Hennepin County Library system; and

WHEREAS, the City Council approves the title and summary as attached and determines that the text clearly informs the public of the intent and effect of the ordinance.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Tonka Bay, Hennepin County, Minnesota, that the summary publication as attached shall be published for Ordinance 2013-2 entitled "An Ordinance Amending Section 1011.20, General Performance Standards, Subdivision 1(c), Fire Lanes".

BE IT FURTHER RESOLVED, that only the title and summary of the ordinance be published and that the text of the summary is hereby approved.

PASSED at a regular meeting of the Tonka Bay City Council this 23rd day of July, 2013.

Motion introduced by _____ and seconded by _____.

Roll call vote:
Ayes –
Nays –
Absent –

_____
Gerry De La Vega, Mayor

ATTEST:

_____
Joseph Kohlmann, Clerk Administrator

CITY OF TONKA BAY
COUNTY OF HENNEPIN
STATE OF MINNESOTA

ORDINANCE NO. 2013-2

AN ORDINANCE AMENDING SECTION 1011.20, GENERAL PERFORMANCE STANDARDS, SUBDIVISION 1(c), FIRE LANES

Section 1. THE CITY COUNCIL OF THE CITY OF TONKA BAY, MINNESOTA AMENDS SECTION 1011.20, GENERAL PERFORMANCE STANDARDS, SUBDIVISION 1(c) and SUBDIVISION 2(d), FIRE LANES, AS FOLLOWS:

c. Class III shall only be used for the following: fishing from shore, winter vehicular access to the lake by vehicles not exceeding 10,000 pounds in weight; launching and retrieving of watercraft not exceeding twenty-seven feet (27') in length and not exceeding ten thousand pounds (10,000) in weight. For purposes of this subdivision, length shall mean the horizontal measurement from the foremost to the aftermost points of the watercraft, including all equipment and attachments in their normal operation positions.

d. Class IV. 12-Hill (inaccessible)
   - These fire lanes shall be allowed to have winter motor vehicular traffic access to the lake as limited in Section 1011.20 Subd. 1(C).

Section 2. EFFECTIVE DATE.
This ordinance shall take effect upon its adoption by the City Council and its publication in the City's official newspaper.

_____
Gerry De La Vega, Mayor

ATTEST:

_____
Joseph Kohlmann, City Clerk/Administrator

First Reading: July 9, 2013
Second Reading: July 23, 2013
Publication: August 1, 2013

ORDINANCE NO. 2013-2
CITY OF TONKA BAY

AN ORDINANCE AMENDING SECTION 1011.20, GENERAL PERFORMANCE STANDARDS, SUBDIVISION 1(c), FIRE LANES

The City Council of the City of Tonka Bay does ordain as follows:

Summary:
The ordinance amends Section 1011.20, General Performance Standards, Subdivision 1(c) and Subdivision 2(d), Fire Lanes as follows:

1. Clarifies language for Class II and Class III fire lanes pertaining to vehicular weight, boat weight, and length limits.

Effective Date:
The ordinance shall become effective upon its adoption by the City Council and publication in City's official newspaper.

This published material is only a summary. The full text of the ordinance is available for review at Tonka Bay City Call, 4901 Manitou Road, Tonka Bay MN 55331.

_____
Gerry De La Vega, Mayor

Attest:

_____
Joseph Kohlmann, Clerk/Administrator

First Reading: July 9, 2013
Second Reading: July 23, 2013
Publication: August 1, 2013