

CURLY'S MINNETONKA MARINA
DBA CARIBBEAN

Attachments:

1. Current renewal application
2. Survey
3. LMCD E-mail – 3/13/09
4. 1999 Survey
5. April 26, 1977 Council minutes
6. March 22, 1977 Memo and Attachments from Gordon Koch, owner
7. April 13, 1993 Council Minutes

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**CITY OF TONKA BAY
MARINA LICENSE APPLICATION
Renewal without Change**

License Year: 2013

No. of Boats 148

I, Gordon Koch, 110 Sunrise Ave, 952-474 6825
 (name of owner) (address) (phone)

certify that no changes are to be made in the "dock use area" or the number of boats stored for lake use by Curly's Minnetonka Marina at 135 Lakeview Ave
 (business name) (address)

during the 2013 season, that the maximum number of boats stored at docks will be 148, at moorings 0, and dry stored for lake use 0, that the locator map, survey (or plat), site plan, and dock construction detail on file with the city for last year's application will be applicable to the license being applied for, and that I will obtain a new license from the City of Tonka Bay before making any changes.

CHECK THE NATURE OF SERVICES AND INDICATE PARKING PROVIDED:

SERVICE PROVIDED	CHECK IF APPLICABLE	NO. OF PARKING SPACES
Boat Storage	✓	91
Launching Ramps <u>Customers only</u>	✓	<u>no add'l pkg needed</u>
Sales		
Service <u>Slip customers only</u>	✓	<u>no add'l pkg needed</u>
Boat Rentals		
Restaurant	✓	25
Other:		
Sanitary Facilities	✓	No. Units: <u>0</u>
Boat Toilet Pumping Service	✓	

FEES

1. Base Fee	\$150.00
2. Yearly Renewal	\$120.00
2. <u>148</u> units at \$5.00 per unit =	<u>740.00</u>
TOTAL FEE	<u>1010.00</u>

I further certify that the information provided herein and all attachments hereto are true and correct statements, and I understand that any license issued may be revoked by the City. I consent to permitting officers and agents of the City to enter the premises at all reasonable times to investigate and determine compliance with Section 520.

Date 2/18/13

Authorized Signature Gordon Koch
 Title President / owner
 Relationship to Owner _____

APPROVED:

Date of City Council Meeting: March 12, 2013

By: _____
 Joseph Kohlmann, City Administrator

Date: _____

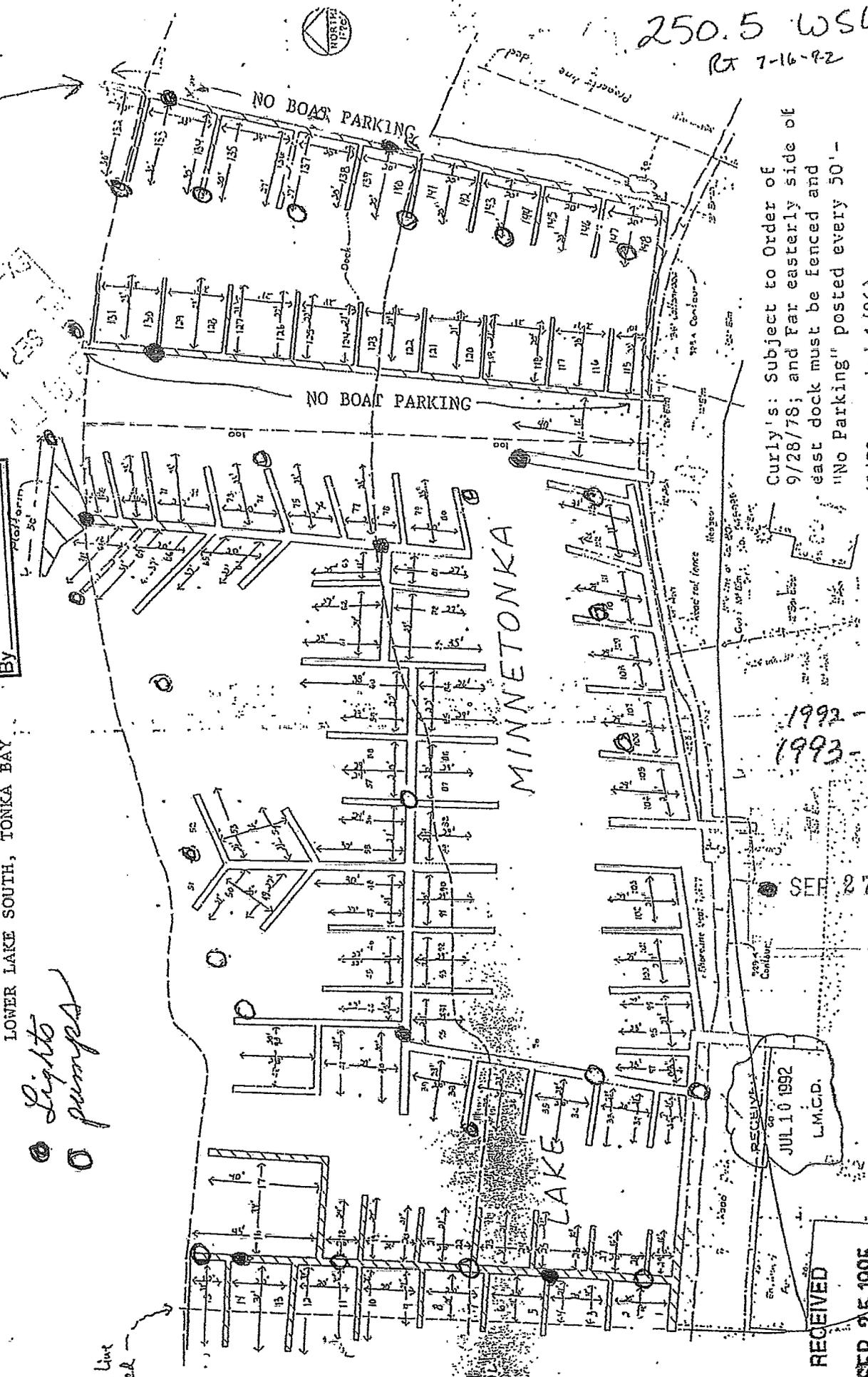
beyond 200' is to be removed
within 5 years or sooner if
maintenance is done. 4/22/92

NOV 2 2006
By

CURLY'S MINNETONKA MARINA, INC.
LOWER LAKE SOUTH, TONKA BAY

Light pumps

by line
led



250.5 WSU
Rt 7-16-92

Subject to Order of
9/28/78; and Far easterly side of
east dock must be fenced and
"No Parking" posted every 50'-
(5/78 amended 1/86)

1992-147D
1993-147

SEP 27 2001

RECEIVED
JUL 10 1992
L.M.C.D.

RECEIVED
SEP 25 1995
L.M.C.D.

Jessica Loftus

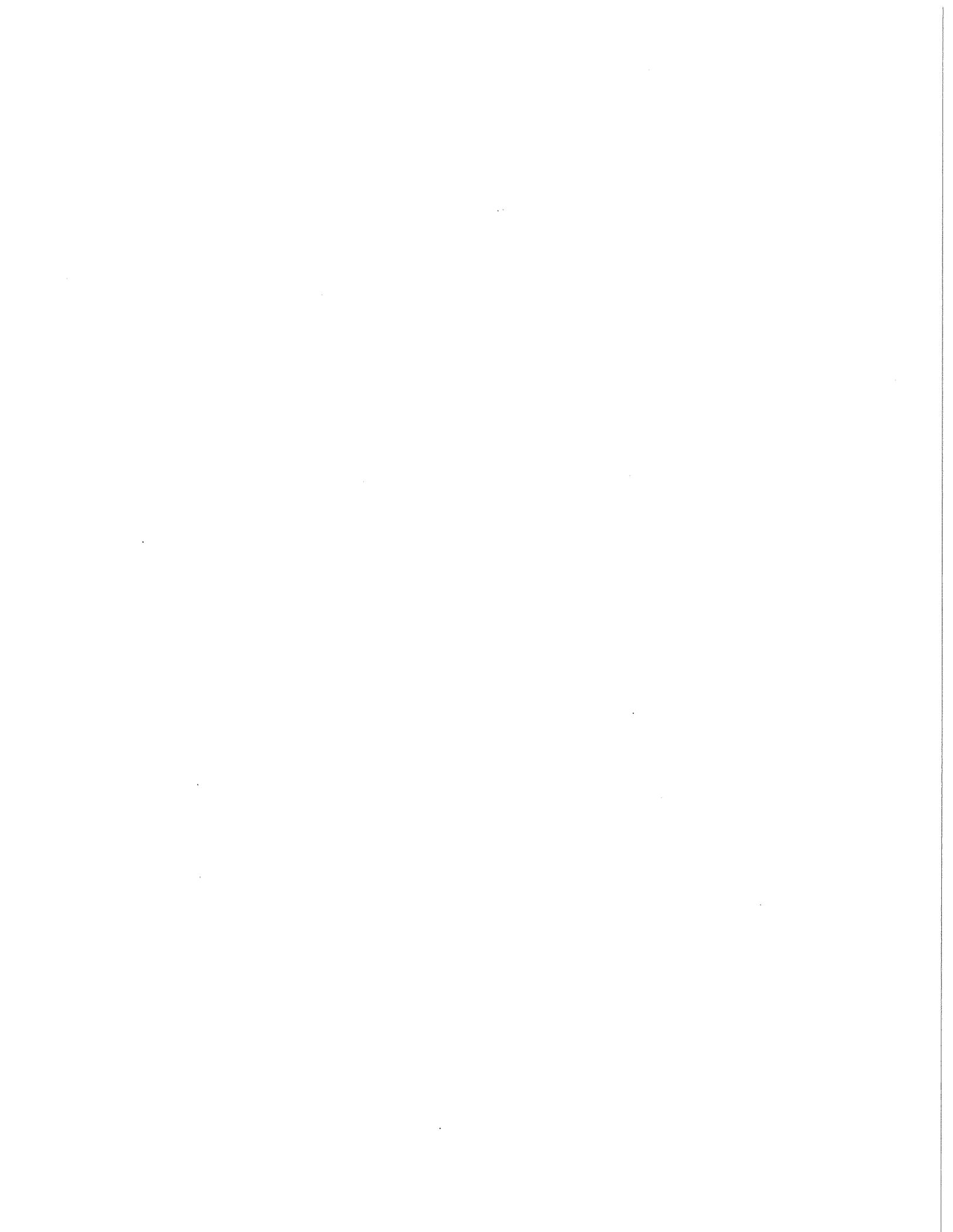
From: Judd Harper [jharper@lmcd.org]
Sent: Friday, March 13, 2009 12:09 PM
To: Jessica Loftus

Jessica-

Teri from Curly's Minnetonka Marina, Inc. (Caribbean) has requested that I send you a note that the stipulation on the 7/10/92 approved site plan for Curly's has been complied with. The stipulation states "New survey approved with the stipulation that the dock section on the east side which extends beyond 200' is to be removed within 5 years or sooner if maintenance is done. 4/22/92" This northernmost BSU (#132) on the east dock has been removed. Call me if you have any questions.

Judd Harper
Administrative Technician
Lake Minnetonka Conservation District
(952)745-0789

3/13/2009



4/26/77

2.

Salary Committee:

Reid announced Committee is in process of updating the policy for Village employees. Bauman made up a questionnaire which has been distributed to employees to complete. The Salary Committee will meet again on Tuesday, May 3rd. A report will be made on May 10th.

Animal Warden:

Reid reported there has been much discussion among surrounding Villages - Deephaven, Excelsior, Shorewood and Greenwood - in regard to cost of setting up a joint dog catcher system. They have some tentative costs. Reid explained that the starting point would be a common dog ordinance for the five Villages. The Council members all agreed that this was a good concept.

8:09 p.m. - Public hearing re Curly's Marina. Clerk read notice. Mayor explained requirement of hearing pursuant to new Tonka Bay Marina Ordinance. Gordon Koch, owner and operator, was represented by Jim Grathwol, Atty., 1421 E. Wayzata Blvd., Wayzata. He explained that launching of boats would be restricted to owners renting his slips and there would be no gasoline, bait or fishing supplies sold. He also explained that the area presently taken up by trees and rental cottages would be cleared and set aside for parking spaces.

He explained that Mr. Koch had recently purchased lots 19, 20 and 21, which are presently zoned commercial. Mr. Koch plans to construct two docks on these lots with provisions for 35 additional sailboat slips.

City Atty. Larson gave his opinion that diagram submitted by Koch with his application was not satisfactory and a survey was required. Jim Penberthy, representing the Land Use Advisory Committee, stated that the majority of the Committee also felt the Marina Ordinance required a survey. Council members expressed their opinions which confirmed the opinions of Attorneys Larson and Penberthy.

Mayor then asked for comments from those in favor of granting Koch's application as submitted. The following persons were then heard.

Allan Rudell, 75 Birch Bluff Road, supported Koch's application. Stated he found the Caribbean to be run very well and said it would be a shame to deny him the application.

Richard Peterson, 265 Lakeview Ave., stated he lives 400 ft. from Marina and never had occasion to complain about the operation. He said he always found G. Koch cooperative.

Bob Howe, 120 Lakeview, is in favor. He lives across the street from the Caribbean and said the Club has been run very well since Koch took over.

Marge Pierce, 25 Haseca, said she has lived in the area for 30 years and the place is a lot more quiet since G. Koch has operated it and that he has run a very good establishment.

Len Lambert, 240 Sunrise Ave., stated he has lived here ten years and has had no problem or complaints and would vote for an application.

Gil Helland, 255 Lakeview said G. Koch runs a very good establishment.

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3.

Jon Dunn, 15 Interlachen Place, is in favor. He stated there is a big demand for boat slips and this is a place where it could be controlled. He said G. Koch runs a good establishment and is concerned about people in the Village.

Jim Connolly, 25 Lakeview, supports Koch's request for application.

Vern Haug, 485 Lakeview, stated Koch runs a pretty good business, is very cooperative, and as a business man he would vote for it.

Ken Luke, Woodpecker Ridge Rd., is in favor of it. He questioned whether docks were adequate for sailboats.

Pat Pfeffer, 420 Lakeview, is in favor of taking down cottages and making a parking area.

Martin McGrath, 215 Woodpecker Ridge Rd., said if docks are going to be added he would like to see them used for sailboats.

The Mayor then asked for comments from the floor from those opposed to Koch's application as submitted. The following persons were then heard.

Kathy Sackrison, 30 Florence Drive, was concerned about having buffer zone for green areas.

George Frisch, Atty., representing Mark Johnson, 120 Sunrise Ave., stated that the application should be denied for the following reasons:

1. Lack of sanitation facilities on Koch property.
2. Diagram of dock layout is incomplete - a survey should be required.
3. In his opinion additional traffic on lake would violate spirit of LMCD ordinance.
4. Proposed plan provided inadequate parking facilities.
5. Expressed opinion that Koch is operating under non-conforming use under present zoning code and this use should not be expanded.
6. Expansion of public marina would be inequitable to private property owners who are permitted only one dock per lot.

He presented a petition opposing the license grant signed by 50 neighbors in the area.

Louis Maravelas, 55 Lakeview, stated there would be no control of people coming by road or water, and said it would endanger safety and general welfare of the people who live in that area.

Gary Hoffman, 180 Lakeview, also felt the application should be denied and gave the following reasons:

1. Would impair view of the shoreline and have a detrimental environmental impact.
2. Stated that larger sailboats have replaced smaller motor boats and cited LMCD index factor of boat per acre of water.
3. He opposed the proposed length of docks.
4. Stated that boat density problem would exist on Echo Bay.
5. Stated that additional problems would be involved due to increased storage of boats.
6. Mentioned the use of buffer zones between commercial and residential areas.
7. Stated that winding roads make boat storage in the area hazardous for traffic.
8. Stated that Aaker home had been used as residential and therefore was sold as residential property.
9. Complained about garbage disposal cans located on property.

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4.

George Schallberg, 130 Lakeview Avenue, is opposed to the use of lots 81 and 82 for any commercial purposes.

Doris Danielson, 380 Lakeview, complained about cars speeding past her house at 40 and 50 miles per hour, keeping her awake at night.

Bernell Knutson, 5844 Portland Ave. So., Mpls., rents out duplex next to Caribbean. Does not condone expansion of dock area. Favors Corps of Engineers idea of cutting down on docks rather than increase number of docks.

Gordon Holm, 65 Lakeview, opposes increase in boat slips and stated the small narrow road cannot stand any more traffic.

Stella Maravelas, 55 Lakeview, stated there is no guarantee additional slips will always be for sailboats, that there is too much outside traffic and there are lots of children on Waseca.

Dick Skundberg, 130 Sunrise, asked where the boat trailers are going to be stored.

Mayor then asked for comments from those in favor of granting application, in rebuttal.

Vern Haug reiterated his opinion that Koch ran a first class establishment but stated he did not believe it should be expanded; if it doesn't meet the ordinance he is against it.

Jim Grathwol stated that G. Koch is concerned about boat traffic in the bay and has requested that the area be marked "quiet water" area.

Louis Maravelas stated he thinks G. Koch is overexpanding now and that he should be satisfied with what he is doing.

Bev Plathe, 20 Bay St., pointed out that other villages were reviewing similar requests and felt that Tonka Bay should therefore deny Koch's request.

K. Sackrison stated we should examine other things in the ordinance as well as the issue at hand.

Gordon Koch, owner and operator of Caribbean, stated all the traffic on Tonka Bay Road is not coming from the Caribbean.

Gary Hoffman stated the L.M.C.D. has recommendations concerning dock expansion.

Mr. Steffen, 55 Sunrise, objects to dust raised by traffic at Caribbean.

Mrs. Bottenfield, 110 Lakeview, stated her company on Saturdays and Sundays have a difficult time trying to find a parking space because of the cars parked for the Caribbean.

Ms. Bruzek, 85 Lakeview, objects to boats coming close to their dock and being a threat to swimmers.

Public hearing was closed at 10:06 p.m.

Mayor Froberg asked Council for their views on the application submitted by Koch. All members agreed a survey should be presented with application. The Ordinance requires that each Marina present a survey with application. Bauman moved that Section 2

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5.

subsection (c) of Ordinance #90 be interpreted by the Council to require a survey, seconded by Reid. 5 ayes.

Reports (cont.)

Liquor Store

Sherman urged everyone to visit the liquor store to see the changes that have taken place. She commented they want to advertise on the outside and recommended we do more advertising than we originally planned. Sherman moved Herb Olson be given a \$100.00 per month raise beginning April 15th, that he was promised when he became manager, seconded by Froberg. 5 ayes. Sherman recommended a new perpetual inventory system be established at the liquor store as suggested by Mr. Parkin. The Hansen Co. of St. Louis Park was recommended as an excellent accounting firm to do this. Mr. Greg Murphy of the Hansen Co. attended the Council meeting. Froberg moved, seconded by Reid, that we have Mr. Murphy meet with the liquor committee to come up with alternative methods of inventory control systems and the cost of each type. 5 ayes. It was also recommended the liquor committee get a quote from another accounting firm. Sherman agreed to do this.

Sherman commented there is a need for a better cash register at the liquor store. Mr. Maravelas volunteered to look into obtaining a used cash register for us. Sherman recommended we look into air conditioning the liquor store.

L.M.C.D.

Bauman explained Excelsior passed a dock ordinance at their last meeting and there is presently a dock moratorium in Excelsior.

17-10 Mayor announced that the Shorewood Planning Commission would be holding a meeting April 28th to discuss the marina on Gideon's Bay proposed by John Cross. Carroll moved we pass a resolution stating Council's opposition to John Cross's proposed marina on Gideon Bay because residential citizens of Tonka Bay are critically affected, seconded by Sherman. 4 ayes; Froberg abstained. Motion carried.

Bauman stated Orr-Schielen estimated cost of \$900 would be necessary to produce topographical maps at a scale of 1 in.-20 ft. for Parks 1 and 3.

Water and Sewer

In regard to Frank Osborne's appeal for reduction in sewer and water utility rates because of freeze up this past winter, Bauman recommended we do not make any compensation in rates at this time, as ~~others were also affected.~~

Bauman referred to letter from Shorewood regarding study of feasibility of a joint municipal water system.

Bauman informed Council our 1977 apportionment of Hennepin County aid to municipalities is \$4,147.25. It was decided to hold funds and add them to 1976 funds. Bauman will work with Earl on expenditure of funds.

Clerk reported findings on costs of loud speaking systems for hall. No action taken.

Earl reported Excelsior has hired a forester, Robert Anderson, who will be available to us. He will be asked to appear at the next meeting.

Adjournment:

Meeting was adjourned at 11:45 p.m. by motion of Carroll, seconded by Sherman. 5 ayes.

March 22, 1977

City of Tonka Bay
Tonka Bay, Minnesota 55331

Re: Application for Dock Lincensing under Ordiance No. 90.

a. The correct legal description of the premises is as follows:

All of Lot 80 and that part of Lots 16, 17, 18, 19, 20, 21 and 79, "I. C. Seeley and W. F. Griswolds Amendment and First Addition to Minnetonka Lake Park" described as follows: Beginning at the most Easterly corner of said Lot 16; thence Southwesterly along the Southeasterly line of said Lot 16 a distance of 28 feet; thence North on a straight line to the Southwest corner of said Lot 80, which line is assumed to be a due North and South line for the purposes of this description; thence Northerly along the Westerly line of said Lot 80 to the shore of Echo Bay, Lake Minnetonka; thence Easterly along said shore to a line drawn North 17 degrees 13 minutes 50 seconds East from the point of beginning; thence South 17 degrees 13 minutes 50 seconds West to the point of beginning;

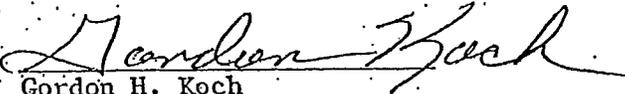
That part of Lots 17, 18, 19, 20 and 21 and that part of the land lying between the Northerly line of Lot 21 and the shore of Lake Minnetonka, in "I. C. Seeley and N. F. Griswolds Amendment and First Addition to Minnetonka Lake Park," all described as beginning at the most Easterly corner of Lot 16, in said addition; thence North 17 degrees, 13 minutes, and 50 seconds East to the shore of Lake Minnetonka (assuming a line drawn from a point on the Southeasterly line of said Lot 16 distant 28 feet Southwesterly along said Southeasterly line from the most Easterly corner of Lot 16 to the Southwesterly corner of Lot 80, in said addition as bearing North and South); thence Easterly along said shore to its intersection with the Northeasterly continuation of the Southeasterly line of said Lot 21; thence Southwesterly along the continuation of the Southeasterly line of said Lot 21 and along the Southeasterly line of Lots 21, 20, 19, 18 and 17 to the point of beginning according to the recorded plat thereof.

Lots 14, 15, 75, 76, 77, 78 and that part of Lots 16, 17 and

79 and that part of the land lying between the Northerly line of Lots 75, 76, 77, 78 and 79 and the shore of Lake Minnetonka, "I. C. Seeley and N. F. Griswolds Amendment and First Addition to Minnetonka Lake Park", all described as beginning at a point on the Southeasterly line of said Lot 16 distant 28 feet along said Southeasterly line from the most Easterly corner of said Lot 16; thence North 153.99 feet, more or less to the Southwesterly corner of Lot 80, "I. C. Seeley and N. F. Griswolds Amendment and First Addition to Minnetonka Lake Park" (assuming said line as bearing North and South), thence North 7 degrees, 8 minutes and 37 seconds West along the Westerly line of said Lot 80 and its extension to the shore of Lake Minnetonka; thence Westerly along said shore to its intersection with the Northerly continuation of the curve in the Southwesterly line of said Lot 75; thence Southerly along said curve and Southeasterly along the Southwesterly lines of said Lots 75, 76, 77 and 14 to the most Southerly corner of said Lot 14; thence Northeasterly along the Southeasterly lines of said Lots 14, 15 and 16 to the point of beginning.

Lots 81 and 82, "I. C. Seeley and N. F. Griswolds Amendment and First Addition to Minnetonka Lake Park".

- b. The name and address of the applicant and owner of the land is: Curly's Minnetonka Marina, Inc.
- c. An overall site plan drawn accurately to scale showing the location and dimensions of all present and proposed building, lot lines, road entrances and exits, boat ramp, signs, off-street parking, gas tanks and docks - see attached
- d. A detailed landscape plan for setback areas, etc. see attached.
- e. Location and surface of contiguous access roads. See attached.
- f. Proposed hours of operation. Beer license and restaurant 12:00 noon to 1:00 a.m.
- g. Method of maintaining security on the premises. Police
- h. The names and address of all property Owners within 350 feet of the business premises. See attached.


Gordon H. Koch

March 22, 1977

(h)

Vern R. Fagen
~~Robert Ries~~
75 Lake View Avenue
Tonka Bay, Mn.

Ken Isarel
85 Lake View Avenue
Tonka Bay, Mn.

Ray Burg
87 Lake View Avenue
Tonka Bay, Mn.

Mark Johnson
120 Sunrise Ave.
Tonka Bay, Mn.

Rich Shundberg
130 Sunrise Ave.
Tonka Bay, Mn.

Simon Risk
~~Gary Carlson~~ - *changed*
140 Sunrise Ave.
Tonka Bay, Mn.

James Benson
150 Sunrise Ave.
Tonka Bay, Mn.

Mrs. Bauman
160 Sunrise
Tonka Bay, Mn.

Wayne Peterson
170 Sunrise Ave.
Tonka Bay, Mn.

George Schallberg
130 Lakeview Ave.
Tonka Bay, Mn.

F. R. How
120 Lakeview Ave.
Tonka Bay, Mn.

C. W. Battenfield
110 Lakeview Ave.
Tonka Bay, Mn.

Gerald Anderson
100 Lakeview Ave.
Tonka Bay, Mn.

Charles Sjostrom
90 Lakeview Ave.
Tonka Bay, Mn.

Roland Pierce
25 Waseca
Tonka Bay, Mn.

Gary Thuftedal
35 Waseca
Tonka Bay, Mn.

Terrance Emery
15 Sunrise
Tonka Bay, Mn.

William Frommes
25 Sunrise
Tonka Bay, Mn.

R. J. Ebert
35 Sunrise
Tonka Bay, Mn.

Ed Stephen
55 Sunrise
Tonka Bay, Mn.

James Hatch
45 Sunrise
Tonka Bay, Mn.

Ed Stephn
66 Sunrise
Tonka Bay, Mn.
Ed. Stepeh
75 Sunrise
Tonka Bay, Mn.

Caribbean
135 Lake View Ave.
Tonka Bay, Mn.

(h) continued

Roland Pierce
Sunrise & Waseca Ave.
Tonka Bay, Mn.

Ned Gibowski
85 Sunrise Ave.
Tonka Bay, Mn.

Mr. Bradley
95 Sunrise Ave.
Tonka Bay, Mn.

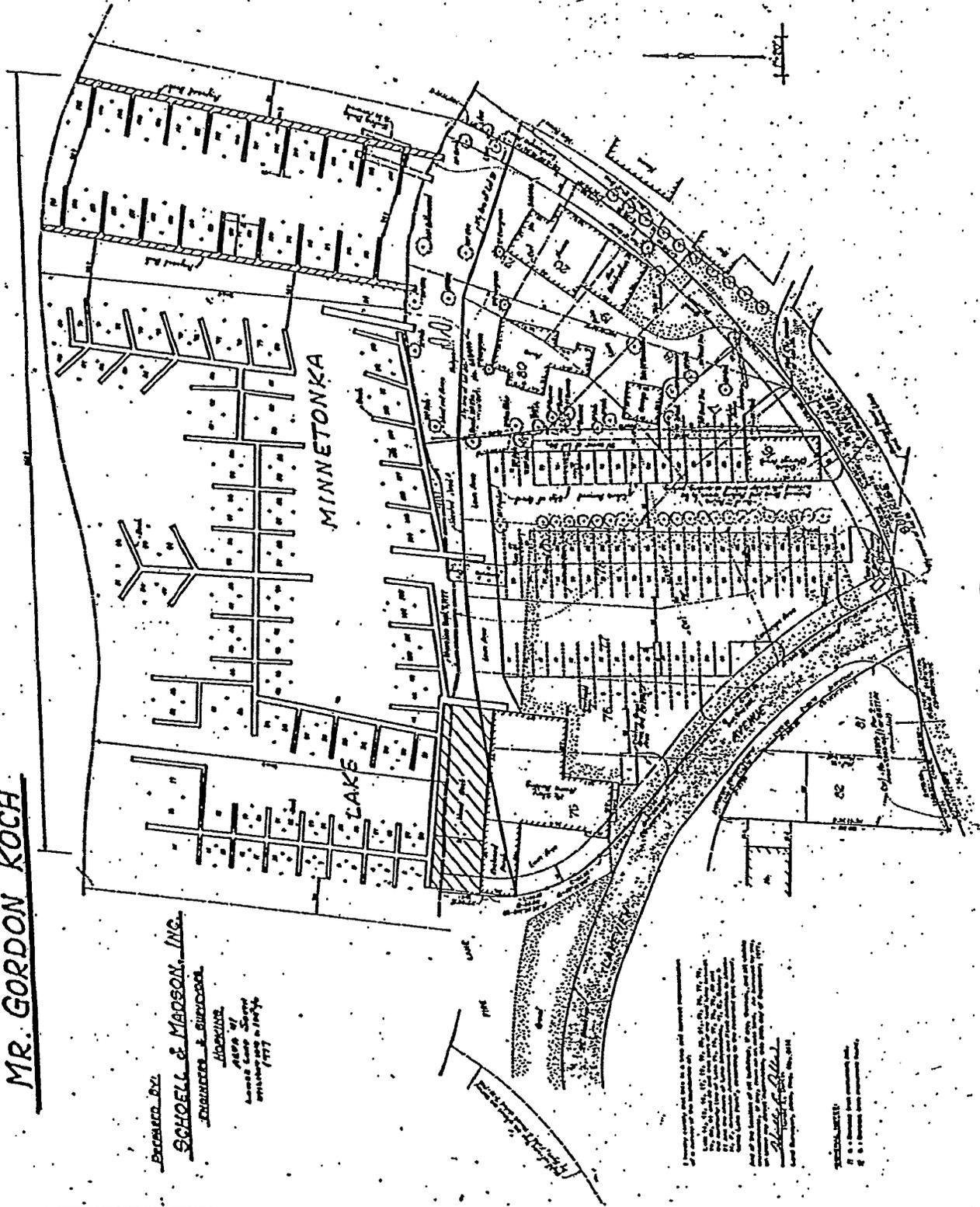
Frank Jahn
165 Lakeview
Tonka Bay, Mn.

T. L. Brunburg
175 LakeView Ave.
Tonka Bay, Mn.

Gary Hoffman
180 Lakeview
Tonka Bay, Mn.

SURVEY FOR:
MR. GORDON KOCH

Prepared by
SCHOELL & MAZOUZ, INC.
ENGINEERS & SURVEYORS
MILWAUKEE, WIS.
1800 W. WISCONSIN ST.
MILWAUKEE, WIS. 53233
1977



1. This survey was made in accordance with the provisions of the Wisconsin Statutes, Chapter 191, and the rules and regulations of the State Board of Surveyors, Chapter Trans. 100, Wis. Stats. 1977.

2. The survey was made by the method of angles and distances, and the bearings and distances were measured by the method of angles and distances.

3. The survey was made by the method of angles and distances, and the bearings and distances were measured by the method of angles and distances.

4. The survey was made by the method of angles and distances, and the bearings and distances were measured by the method of angles and distances.

5. The survey was made by the method of angles and distances, and the bearings and distances were measured by the method of angles and distances.

6. The survey was made by the method of angles and distances, and the bearings and distances were measured by the method of angles and distances.

7. The survey was made by the method of angles and distances, and the bearings and distances were measured by the method of angles and distances.

8. The survey was made by the method of angles and distances, and the bearings and distances were measured by the method of angles and distances.

9. The survey was made by the method of angles and distances, and the bearings and distances were measured by the method of angles and distances.

10. The survey was made by the method of angles and distances, and the bearings and distances were measured by the method of angles and distances.

WITNESSED AND APPROVED:
STATE SURVEYOR
WISCONSIN

variance can be transferred to the new homeowner and was advised by Penberthy that a variance has its own life and goes with the real estate. Anderson noted that at the first public hearing Rehkamp had the support of her neighbors and wondered if it would not be better if she had neighbors at this public hearing so the Council was sure they were aware of the amended request. Haug said he had no problem voting in support of the amended variance requests. Keller noted that basically the roof pitch was being altered and that there would be no change in the footprints of the house and Haug agreed. Senescall had no problem. Anderson moved to adopt a resolution granting Rehkamp a 10.6 foot variance from the 12 foot side yard setback requirement and a 5 foot variance from the 37.5 foot rear yard setback requirement to allow for the roof pitch to be an altered. Keller seconded and then requested that no wall height changes be allowed. Anderson amended his resolution to include that request. Roll call vote: Ayes 5.

B.C. Request from Minnetonka Plaza Businesses for Temporary Outdoor Tent Sale - May 6-8 - Callister said that the City recently received a request from Mary Vickerman of Gretel's, on behalf of Gretel's, A & H Gifts, and China and Crystal, to allow an outdoor tent sale in the Minnetonka Plaza parking lot May 6-8 from 10:00 a.m. to 8:00 p.m. Callister advised that open and outdoor sales is not listed as a permitted use in Section 12 of the zoning ordinance, however, it is allowed as a conditional use under Section 12, Subd. D.3. Callister and Penberthy agreed that this request is not a permitted use and it would be difficult to see how the City could approve the request under the existing ordinance. Haug had no problem with a sidewalk sale as a yearly event or allowing the entire shopping center sponsoring a special sale. He suggested the City write a letter recommending the entire shopping center to hold a yearly sale event. Senescall recommended the City do nothing as the request is not permitted under the ordinance. He moved to regretfully deny the request of Gretel's, A & H Gifts, and China and Crystals to hold a tent sale and cited that no provisions exist to allow such an event. Keller seconded. Ayes 5.

B.A. 8:30 p.m. - Consideration of 1993 Commercial Marina Licenses - The Caribbean, Tonka Bay Marina, and Lindbo Landing - Callister explained that per Council's directive, the City sent out notices to each commercial marina's neighbors to advise them that the commercial marina licenses were up for renewal and to solicit input from the neighbors regarding the businesses. Senescall added that it would be good a opportunity for the neighbors to voice their concerns directly to the marina owners.

The Caribbean - Haug read a letter received at the beginning of the meeting from Gordon Koch, owner of the Caribbean. Elaine Anderson, 20 Cedar Street, felt that Koch was a good neighbor and that she

had no complaints. Beth Turner, 85 Sunrise Avenue, said she lives directly across from the Kochs and whenever there are problems, she discusses them with the Kochs and everything turns out fine. John Kincade, Caribbean employee, would like to see more parking restrictions on Lakeview Avenue enforced. He said there are parked out-of-state cars that obstruct business traffic.

Tonka Bay Marina - Elaine Anderson, 20 Cedar Street, said she has no complaints with the operation since Gabriel Jabbour bought it last year.

Lindbo Landing - Larry Murray, 145 West Point Court, said he has been against this business's license for years. He noted that of the 14 area communities, Tonka Bay has the most boat slips per capita and that he never wanted the boat marina there. He felt the City was a bedroom community and he was not in favor of allowing more commercial business in the City. He thought there were too many cars parked at the marina. Don Westman, Lindbo Landing, asked if he could explain to the Council his proposed reconfiguration of his docks. He explained that the existing docks were in need of repairs and so he decided to alter them and change the configuration so instead of seven single docks into the lake, there would be two docks with four cross slips each. This would leave more room on the north side and noted that the LMCD setbacks would be observed. He said there would be new landscaping and the beach cleaned up. He also said he is in the process of receiving LMCD approval of this reconfiguration and was happy to receive the public input. He added that he will not be increasing the number of available slips of 42 but will be reducing the water storage units from 74 to 68. Judd Mowry, 445 Lakeview Avenue, wondered whether there would be enough room for the larger boats to maneuver between the docks. Westman said there was 30 feet between the two docks. Murray raised his concerns with the customer parking, noting that on July 4 each year several cars are parked all over. He did not think the residents wanted no parking signs posted. Westman said that if any problems exist with his customers, he would like to know of them and was willing to resolve any problems. Terry Forbord, 265 West Point Road, said he has some big concerns with the marina and was able to discuss most of those issues with Westman the night before, but had other concerns he would like to discuss with the Council. He felt that the marina was a noncompatible land use in the zone. He had concerns with the number of parking spaces, the landscaping of the marina, the public bathroom, the lighting, the possibility of paving the parking lot, and suggested a buoy be placed on the north side to reduce the wakes produced from the boats. Keller said that the road was too close to the lake and should not be paved. Clerk read a letter received from Tom Zalac, 210 West Point Drive, who was very supportive of Lindbo Landing.

Senescall then moved to approve all three commercial marina licenses for 1993. Penberthy suggested the City review the new configuration of Lindbo Landing. Haug said that the LMCD is currently reviewing it. Senescall added to his motion that all LMCD and City requirements be complied with. Sasanfar seconded. Keller said he respected Forbord's comments and concerns. He said that the marinas have been good neighbors over the years and felt that things have gotten better and hoped that this mutual respect continues. Senescall thought the reviewing process was a good one and would like to see it done again next year. He appreciated the neighbors' comments and added that the City was fortunate to have respectful commercial marina operators. Ayes 5. Motion passed.

Haug asked the Council if the City should not implement a policy to review multiple dock licenses for non-commercial marinas such as homeowners associations. He noted that there are 4 or 5 such associations in the City. He added that the LMCD reviews multiple dock requests and questioned why the LMCD should hold public hearings and not the City. Elaine Anderson said she recently sat in on an LMCD public hearing regarding the possibility of reconfiguring the Gideon's Point docks. She asked why the LMCD should have so much power to dictate what is appropriate without listening to the residents who are affected by the multiple docks. Senescall requested the Administrator research how many other area cities license multiple non-commercial docks.

9. MATTERS FROM THE FLOOR

Elaine Anderson, 20 Cedar Street, expressed her support of the South Shore Senior Center and that she felt it is as important as the joint powers agreement. She did not think the City has been very supportive of the Center in the past and said it would be a tragedy if the community lost the Center.

Curt Larsen, 435 Lakeview Avenue, said he recently received a letter from the City which stated his dock extends too close to the property line and may extend onto the fire lane. He said he understood the City received an anonymous letter complaining about his dock. He said that the dock is placed where it has been located for the last 60 years. He felt that his property is unique in that when extending the property lines lakeward, the two lines converge which creates problems when placing the dock in. He said he bought a 30' cruiser last year. He said he was very concerned that the LMCD has been notified and does not know what next to do. Judd Mowry, 445 Lakeview, said that in his business all anonymous letters are thrown out and not considered. Haug said that the letter is of record and has started the wheels turning. Senescall asked if there is a history of this occurring. Larsen said that since he bought the property in 1986, he was never been approached about the dock situation. Senescall asked if there has been any