

**CITY OF LAKE ELMO
COUNTY OF WASHINGTON
STATE OF MINNESOTA**

ORDINANCE NO. 08-228

**AN ORDINANCE AMENDING THE LAKE ELMO CITY CODE OF ORDINANCES
PERTAINING TO WATER SURFACE USE**

Section 1. The City Council of the City of Lake Elmo hereby amends City Code 97.20-97.25 by deleting the strike through language as shown:

§ 97.20 PURPOSE.

The purpose of §§ 97.20*et seq.* is to establish the rules governing the use of the lake surfaces within the city. It is the intent of §§ 97.20*et seq.* to promote the health, safety, welfare, and well-being of all, and to define the standards of behavior expected for all water users.

(1997 Code, § 1380.01) (Am. Ord. 08-074, passed 9-17-2013)

§ 97.21 WATERCRAFT AND WATER SURFACE USE REGULATIONS.

The following regulations shall apply to the use of watercraft on lakes entirely within the city limits, to the use of a lake entirely within the city limits, and to the use of ice surfaces on lakes entirely within the city limits.

(A) *Hours of operation.* No person shall operate any motorboat at a speed greater than a slow, no-wake speed as defined by M.S. § 86B.005 in the following manner:

- (1) Lake Elmo - between sunset and noon the following day, 7 days a week.
- (2) Olson Lake, Lake Demontreville and Lake Jane - between sunset and sunrise, Monday through Friday; and between sunset and 9:00 a.m. on weekends and holidays.

(B) *Operating regulations.* No person shall operate any watercraft in violation of the provisions of this code, or in violation of the provisions of M.S. Chapter 86B or Minnesota Boat and Water Safety Rules (6110.0100-6110.2300) which statutes and rules are hereby adopted and incorporated herein.

(C) *Operation.* All motorboats, operating in excess of a slow, no-wake speed shall operate in a counter clockwise direction on all City of Lake Elmo lakes 7 days a week.

(D) *Permanent "slow - no wake" areas.* The channels and narrows between Lake Olson and Lake Demontreville are hereby designated as permanent "slow - no wake" areas and appropriate signs or buoys meeting the specifications found in Minn. Rules 6110.1500 shall be posted.

§ 97.22 PROHIBITED USES AND STRUCTURES.

Lake activities. Motorboat races are prohibited. Fishing tournaments, ski jumps, slalom courses, or other competition or exhibition events are allowed only as specifically authorized by state statutes and rules, the Washington County Sheriff Department. The City Clerk shall acknowledge by signature all lake activities

authorized prior to any authorized event or installation of ski jumps or slalom courses §
97.23 ENFORCEMENT.

(A) *Local enforcement.* Pursuant to M.S. §§ 378.32, 459.20, the City of Lake Elmo assigns by service agreement the enforcement of §§ 97.20 through 97.23 of the City Code to the Washington County Sheriff's Office.

(B) *Penalties.* Penalties for non-compliance shall be governed by § 10.99 of the City Code and prosecuted by the City of Lake Elmo Attorney.

(C) *Exemptions.* Government agencies engaged in resource management, emergency services or enforcement activities are exempt from the provisions of Chapter 97 when acting in the performance of their assigned duties.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon adoption and publication in the official newspaper of the City of Lake Elmo.

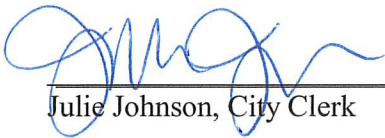
SECTION 3. Adoption Date. This Ordinance 08-XXX was adopted on this 18th day of August, 2020, by a vote of 4 Ayes and 0 Nays.

LAKE ELMO CITY COUNCIL



Mike Pearson, Mayor

ATTEST:



Julie Johnson, City Clerk

This Ordinance 08-228 was published on the 28th day of August, 2020.