

LAKE MINNETONKA CONSERVATION DISTRICT ORDINANCE REVIEW COMMITTEE MEETING REPORT

8:00 a.m., Thursday, May 20, 2010

LMCD Office, 23505 Smithtown Rd, Suite 120, Shorewood, MN 55331

Present: Doug Babcock, LMCD Board; Lisa Whalen, LMCD Board; Peter Hartwich, LMCD Board; Gabriel Jabbour, Tonka Bay Marina; Jerry Rockvam, Rockvam Boatyards; Dave Briggs, Wayzata Marine; Judd Harper, LMCD Administrative Technician.

Meeting Report

The meeting report from the 4/15/10 Ordinance Review Committee (ORC) Meeting was accepted by the committee as presented.

Review of residential combined dock permit ordinance amendment

The committee discussed the draft ordinance amendment. Comments concerning the draft ordinance amendment were as follows:

- The minimum amount of shoreline of each of the combined sites should be 20' rather than 30 in a)6
- Sites with shallow water or emergent vegetation should be sent to the board for review and should not be able to go through this process
- Change Line d) to read "The Executive Director may refer any complex or environmentally sensitive application to the Board and shall refer any application that the Executive Director proposes to deny"

The committee directed Staff to ensure that the LMCD Attorney was comfortable with the proposed changes. The ordinance amendment could then be forwarded to the LMCD Board.

Discussion of special density license section and updated amenity list

The committee discussed the revised amenity list as follows:

- The point system will still be used
- One change is that the applicant's can choose from any amenity group and are not required to provide any from specific groups as the current code requires
- For organizational purposes the updated amenities are organized in specific groups for comparison of point values from the current code
- The final ordinance will remove the specific groups or categories
- This should be approached by not looking at the point numbers but the relativity of the amenity values
- After the amenities are ranked relative to each other, then the committee will go back to see how the points match up with how many points are required for each Boat Storage Unit (BSU)
- Change the word public to dedicated throughout all of the amenities
- The reason why the committee is revising this section of code is because it is outdated and there should be more flexibility in changing amenities without Board review
- The committee will first work on updating the amenity list and assign relative point values. The committee will then work on how to transition the existing Special Density License holders to the new amenity standards
- The goals are to ensure that the amenities are usable by the public and credit is not given for amenities that are required by other agencies

- Remove the word outboard and accept any motor in the rental boat amenity
- Make the public restroom with transient dock access worth five points and ten points if it is signed and designated on the Hennepin County map
- It is acceptable to have facilities use their gas dock as the transient dock access for the public restroom amenity
- The fishing dock amenity with 5 dedicated parking spaces should be worth 10 points and 15 points if it has a public restroom
- The environmental amenities should be given more point values because they can be costly, otherwise there will not be a large enough incentive for facilities to make the investment.
- This is reasonable unless there is another agency requiring these improvements
- These amenities would be for new and existing facilities
- Point ranges could be used depending on the scope of the project
- A certified Aquatic Invasive Species washing station and quarantine area with trained personnel at commercial facilities should be worth a lot of points
- Common standards on what should be done has been difficult to collect and a certification process
- The washing station amenity should be in compliance with state and local ordinances
- Staff should look in to quarantine and washing station requirements and standards
- Add a minimum of five dedicated BSUs for the restaurant amenity
- There is a need for diesel fueling locations on the Lake
- Add an amenity for facilities that offer diesel service with a pump or by truck
- Reduce the number of persons served under the two education amenities
- There is a need to communicate the public safety amenities with the water patrol annually in terms of impound slips, emergency dock and ramp use
- This should be communicated at the annual Water Patrol meeting as a standing agenda item
- There should be an emergency contact list given to the Water Patrol for these facilities

Other discussions

There was no additional discussion.

Respectfully Submitted,

Judd Harper, LMCD Administrative Technician