

## CHAPTER 6. WATERCRAFT

### SECTION 600 DOCKS AND ACCESS

600.01 Definitions. For the purposes of this Section 600, the following words and phrases shall have the following meanings:

Subd. 1. “Boathouse” means a structure with a roof, cover or canopy built over the water and used to house and cover moored watercraft. A canopy cover that is an integral part of a boatlift shall not be considered a boathouse unless the vertical portion of the cover exceeds twenty-four inches.

Subd. 2. “Dock” means any wharf, pier, boathouse, boat slip or other fixed or floating structure (including docking posts, buoys, “L’s” and “T’s”), located in or over the water.

Subd. 3. “Lift” means a mechanical device set temporarily in the water that elevates a watercraft out of the water for storage. A lift may have a canopy top attached to it provided the vertical portion of the cover does not exceed twenty-four inches.

Subd. 4. “Opposing Shoreline” means the shoreline that is approximately parallel to the shoreline on or with respect to which a dock, boathouse or lift is located.

Subd. 5 “Shoreline” means the lines as shown and designated in the survey prepared by Mark Gronberg dated May 7, 2003 and attached hereto.

Subd. 6 “Watercraft” means any vessel, boat, canoe, kayak, raft, barge, sailboard, personal watercraft or other similar device used or useable for carrying and transporting persons on water.

Subd. 7. “Woolsey Channel” means the channel shown and designated in the survey prepared by Mark Gronberg dated May 7, 2003 and attached hereto.

Subd. 8 “Woolsey Pond” means the body of water beginning at the southern most point of Woolsey Channel.

600.02 Docks, Boathouses, Boat Ramps and Lifts Prohibited. No dock, boathouse, boat ramp or lift shall be erected or maintained upon any public street, road, right-of-way, firelane, park or public property of the City or upon any offshore area of Lake Minnetonka, Woolsey Channel or Woolsey Pond abutting upon any public street, road, right-of-way, firelane, park or public property.

600.03 Watercraft Access. No person may launch into or take out of the water of Lake Minnetonka, Woolsey Channel or Woolsey Pond any watercraft from or onto any public street, road, right-of-way, firelane, park or public property in the City.

- 600.04 Certain Acts Prohibited. No person may park, moor, store, place, berth, keep at or tie up a watercraft upon any public street, road, right-of-way, firelane, park or other public property or in or upon, or adjacent to, any part of the shoreline of Lake Minnetonka, Woolsey Channel or Woolsey Pond abutting upon any public street, road, right-of-way, firelane, park or other public property.
- 600.05 Certain Businesses Prohibited. No person may operate, carry on or be engaged in the trade or business of docking, mooring, anchoring, berthing, keeping or storing boats within the City.
- 600.06 Location Restrictions. No dock, boathouse or lift or any watercraft attached thereto shall be located in Woolsey Channel as to:
- (1) extend closer than 40 feet to the opposing shoreline,
  - (2) extend beyond a distance of 27.5 feet from a shoreline on or with respect to which it is located, or
  - (3) at the time of location, be any nearer than 60 feet from the closest part of an existing dock, boathouse or lift on the opposing shoreline, provided, that clause (3) shall not apply to any dock, boathouse or life of any watercraft attached thereto that does not extend beyond a distance 10 feet from a shoreline on or with respect to which it is located.
- 600.07 Storage of Combustible Fuel. No storage of combustible fuel in, on, under or above any dock, boat or lift shall be permitted.
- 600.08 Penalties. The penalties for violating any provision of Section 600 hereof shall be as provided in Section 100.09. Each act of violation and every day upon which a violation occurs or continues constitute a separate offense
- 600.09 Notice of Removal. Any dock, boathouse or lift erected or situated so as to violate Section 600 may be removed in accordance with the provisions of this paragraph. Upon notification by the sheriff of the presence of an illegally placed dock, boathouse or lift, the City Clerk shall give written notice to the owner of the structure that it is illegally placed and that if the owner does not remove the structure within 14 days of receipt of the notice, the City will do so. If the owner cannot be found or determined after reasonable efforts, the City Council may order the City Clerk to remove the structure without notice, but shall publish notice of such intended removal once in the official newspaper of the City prior to removal. Any dock, boathouse or lift removed by the City shall be stored at such place of safety as may be designated by the police chief. Owners may reclaim their property upon the payment of removal and storage costs, City staff costs and attorney fees.