

STATE OF MINNESOTA
COUNTY OF AITKIN

WATERCRAFT ORDINANCE

AN ORDINANCE REGULATING THE USE OF WATERCRAFT ON WATERWAYS WITHIN AITKIN COUNTY.

Be it ordained and enacted by the Aitkin County Board of Commissioners, State of Minnesota, that these amendments following, by this act, hereby replace and nullify those like numbered clauses now existing and a part of the Watercraft Ordinance, or are newly enacted sections which, upon their enactment, become a part of the Watercraft Ordinance.

Section 1.: PURPOSE, INTENT AND APPLICATION: As authorized by Minnesota Statutes 86B.201, 86B.205, and 459.20, as now in effect and as hereafter amended, this Ordinance is enacted for the purpose and with the intent to control and regulate the use of the waters in Aitkin County, Minnesota, said bodies of water being located entirely within the boundaries of Aitkin County, to promote its fullest use and enjoyment by the public in general and the citizens of Aitkin County, in particular; to insure safety for persons and property in connection with the use of said waters; to harmonize and integrate the varying uses of said waters; and to promote the general health, safety and welfare of the citizens of Aitkin County, Minnesota.

Section 2.: ADOPTION AND INCORPORATION BY REFERENCE OF MINNESOTA WATERS AND WATERCRAFT SAFETY LAWS, AND BOAT AND WATER SAFETY RULES PROMULGATED BY THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES: The Minnesota Waters and Watercraft Safety Laws, Minnesota Statute, Section 86B.001, et seq, as they now exist and are hereafter amended by the State of Minnesota Department of Natural Resources, Minn. Rules parts 6110.0100-.2300 as the same now exist and are hereafter amended, are hereby adopted, incorporated herein by reference, and made a part hereof as if set forth in their entirety. At least three copies of said Waters and Watercraft Safety Laws and Boat and Water Safety Rules and Regulations, so adopted, shall be marked as official copies and filed in the office of the County Auditor along with this Ordinance.

Section 3.: VIOLATIONS OF THE MINNESOTA WATERS AND WATERCRAFT SAFETY LAWS, AND BOAT AND WATER SAFETY RULES PROMULGATED BY THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES: Any person violating the Minnesota Waters and Watercraft Safety Laws, and the Boat and Water Safety Rules and Regulations promulgated by the Minnesota Department of Natural Resources, adopted and incorporated herein by reference, shall be subject of the penalties and punishment hereinafter provided.

Section 4: Definitions:

- A. "Operate" means to navigate or otherwise use a watercraft.
- B. "Person" means an individual, partnership, corporation, the state and its agencies and subdivisions, and any other legal entity.
- C. "Slow-no wake" means operations of a watercraft at the slowest possible speed necessary to maintain steerage, but in no case greater than five miles per hour.
- D. "Watercraft" means as defined in M.S. 86B.005, subd. 18.

Section 5.: REGULATIONS: No person shall operate a watercraft at greater than a slow-no wake speed on the following:

- A. On the Sandy River, from Minnesota Highway 65 bridge, 100' upstream and downstream;
- B. On the Prairie River, 100' upstream and downstream from County Road 14 bridge;
- C. On the Ripple River, from Farm Island Lake downstream from County Road 28, to Pine Lake; and
- D. 100' north and south of the bridge on Bridge Road on Big Sandy Lake, as marked.

Section 6.: ENFORCEMENT: The enforcement of this Ordinance shall be the primary responsibility of the Aitkin County Sheriff's Department. Other licensed peace officers including Conservation Officers of the Department of Natural Resources of the State of Minnesota are also authorized to enforce this ordinance.

Section 7.: All authorized Resource Management, Emergency and Enforcement Personnel are exempt from the foregoing restrictions while on duty in emergency or pursuit situations.

Section 8.: It shall be the responsibility of the County to provide adequate notification of the public, which shall include the placement of a sign at each public watercraft launching facility outlining essential elements of the ordinance, as well as the placement of necessary buoys and signs, as appropriate.

Section 9.: PENALTIES: Any person who shall violate any of the provisions of this Ordinance shall be guilty of a misdemeanor, and upon conviction thereof, may be punished as provided by Minnesota Statute 86B.811, as amended.

Section 10.: AMENDMENTS: This ordinance may be amended by the Aitkin County Board no more than once annually only after conducting a pre-announced public hearing for the purpose of allowing citizen input and review of any and all proposed changes, as provided by MN Statutes.

Section 11.: EFFECTIVE DATE: This Ordinance shall be in effect from and after the date of its passage and publication.

Public Hearing Held: DECEMBER 26, 1995 AT 1:05 P.M.

Adopted by Aitkin County Board of Commissioners APRIL 16, 1996

Effective Date: APRIL 16, 1996

Dated this 16TH day of APRIL, A.D. 1996

Paul H. S. [Signature]
Chairperson, Aitkin County Board of Commissioners

ATTEST:

Alice [Signature]
Aitkin County Auditor