

**State of Minnesota
County of Lyon County MN
Water Surface Use Ordinance Number: 24**

The County Board of Lyon County hereby ordains that the following act shall be known as the Lyon County Water Surface Use Ordinance. This comprehensive ordinance was adopted by the Lyon County Board of Commissioners on April 19, 2011, made effective on May 14, 2011 and may be amended from time to time, as provided by law. In the future, the dates of those subsequent amendments will be listed at the end of the ordinance.

PUROPOSE, INTENT AND APPLICATIONS: As authorized by Minnesota Statutes Sections 86B.201, 86B.205, and 459.20, AND Minnesota Rules 61110.3000-61110.3800 as now in effect and as hereafter amended, this Ordinance is enacted for the purpose with the intent to control and regulate the use of all waters during open water conditions of West Twin Lake located within Lyon County Minnesota, to promote its fullest use and enjoyment by the public in general and the citizens of Lyon 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 Lyon County , Minnesota.

DEFINITIONS: Terms used in this ordinance related to boating are defined in Minnesota Statutes Section 86B.005. All other terms used should be interpreted under their commonly accepted definitions taking into consideration the context of their use in this ordinance.

MOTOR RESTRICTIONS: No person may operate a watercraft while utilizing a gasoline powered motor for mobility. Electric motors are a permissible motor for mobility.

ENFORCEMENT: The primary enforcement of this ordinance shall be the responsibility of the Lyon County Sheriffs Department. This, however, shall not preclude the enforcement of this ordinance by other licensed peace officers. The Lyon County Attorney shall prosecute violations of this ordinance.

PENALTIES: Any person who violates any of the provisions of this Ordinance shall be guilty of a misdemeanor, and upon conviction thereof, shall be eligible for punishment up to the maximum penalty provided by state law. All violations of this ordinance shall not be deemed "payables" and all persons cited under the provisions of this ordinance shall appear in District Court in Lyon County before a District Court Judge.

NOTIFICATION/SIGNAGE: It shall be the responsibility of Lyon County to provide for adequate notification to the public of the restriction in this ordinance, which shall include the placement of signs as required by law.

EXCEPTIONS: All authorized law enforcement personnel and government resource personnel, are exempt from the restrictions in this ordinance.

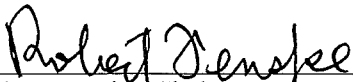
DATE OF EFFECT:

This Ordinance shall be in full force and effect from and after its passage and approval and publication, as required by law and/or charter.

Adopted: April 19, 2011

Published: May 17, 2011

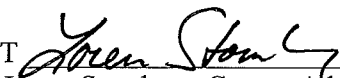
Effective Date: May 14, 2011



Robert Fenske, Chairman

Lyon County Board of Commissioners

ATTEST



Loren Stomberg, County Administrator