



REGULAR MEETING OF THE WHITE BEAR LAKE CONSERVATION DISTRICT
7:00 P.M. WHITE BEAR CITY HALL
MINUTES of February 21, 2006

APPROVAL DATE: 3-21-06

1. CALL TO ORDER The February meeting of the White Bear Lake Conservation District was convened by chair Gary Cox at 7:05 p.m.

2. ROLL CALL Present were: Chair Gary Cox, Vice Chair Luke Michaud, Secretary/Treasurer Diane Longville, Directors Greg Donovan, Mike Parenteau, John Steinworth, Tom Alvarez, Thomas Hoffman, Scott St. Martin, George St. Germain. A quorum was present. Recording secretary was Julie Yoho.

3. AGENDA

Move item 8b1 "Forest Heights Improvement Association" up, following public comment time.

MOTION #1 (Hoffman/Parenteau) Move to approve agenda as amended. All Aye, PASSED.

4. APPROVAL OF MINUTES

Page 3 should read "2005 – 2006"

MOTION #2 (Hoffman/Alvarez) Move to approve meeting minutes as amended. All Aye, PASSED.

5. PUBLIC COMMENT TIME

None

8b. Lake Utilization Committee

8b1. Forest Heights 2006 Dock permit Application

MOTION #3 (Donovan / St. Germain) Move to approve permit with no changes from last year. Friendly amendment (Michaud) note 11 boats at dock, 3 on shore – map in file needs to be changed to reflect.

Discussion:

Tim Powers, 619 Park

- family has lived there 100 years

- property was always used as launch, not dock

- what is safe number given the lakeshore frontage of 75'? How many is too many? If no criteria, they will come back trying to add every year. Area is residential, not marina. Need to limit number of boats.

John Devney 465 Park Ave, south of FH

- Has lived there 30 years. For 20 years there were no boats. Then 2 or 3 showed up. In 2003, 4 – 5 boats. 2004, 11 boats and lifts appear. July 2004 there was no license issued for this dock. WBLCD contacted, association submitted applications. Permit was approved in September for 2004. 2005 they tried for 14 boats, 168 feet. Went down to 11, license was granted for boats to be on south side of dock. What actually happened they placed boats in violation of their permit – on end of dock.

- Boats cross in front of neighbors when coming/going. Unsafe in swimming area.

- Please read e-mail from Gary Rick of 433 Park, with his concerns.

- Based on all of these issues, we ask you deny this application.

Lee Alnes 605 Park, north of FH

- Lived there since 1987. There were no boats on lifts then until last couple years.

- Is concerned over increasing numbers.

- There are criteria – should be limited to 4 or need license. Now safety and practicality need to be considered.

- Situation is getting out of control. Boats are big, canopies are involved. Safety is issue for kids swimming at neighbor docks.

- What was approved last year doesn't work, not practical. That's why they had to move boats around and violate permit last year.

Denise McCormick, member of Forest Heights Association

- Would like to work it out with our neighbors. Feel they are making good effort.

Randie Wheaten, 444 park, member of Association

- They have boat at lift, they are very careful. Have not seen people swimming next door. Never felt there was a safety issue.

Mr. Wheaten

- Swims often, grandkids are there. Is very careful, never felt safety was a problem.

Board Discussion

Parenteau - Has configuration been looked at, is there a better way to fit it, can dock be moved?

St. Germain – moved dock a bit north last year

- Correct width is 75'

St. Martin – can see the size and encroachment issues. Can you move dock more north so that backing out is safer? Why did they have a boat in violation last year?

Michaud – was discussed at last committee meeting that the drawing submitted with the permit must be followed.

Donovan – all around lake, many boats cross other’s ADUAs. Need common sense standpoint. On most days there is not that much activity at any given time. Michaud – many conversations have taken place. Neighbors want only 4 boats. Dock has already been moved a bit. Committee has worked on this extensively. St. Martin – feels dock could be moved more north

Alnes – could allow it to move a few more feet north, but more than that creates problem and crowding. Water is shallow, not practical to have that many boats. Michaud– docks in Birchwood have 50 feet and 12 boats and make it work and they get along.

Devney – this is his first chance to talk to whole board. People don’t swim there because they are afraid. An accident will happen there if this is allowed to continue. Water is shallow, not practical to have that many boats.

Steinworth – Committee has done good work looking at this. Perhaps this doesn’t belong. Condition is unsafe. Have to look at how it fits in neighborhood. Went to site, doesn’t feel it works in this bay. Just because we’ve allowed this condition the past 2 years, doesn’t mean we should continue. Common sense says it doesn’t work in this neighborhood.

Gary – To provide context, the Board has authority to determine who has boat on lake. We cannot control legal access to the lake. This parcel provides legal access to lake by all members of the association. How reasonable is it for board to then say they can’t have a boat? Have to balance.

Vote on Motion # 3

4 AYE (Donovan, Michaud, St. Germain, Hoffman), 5 NAY (Longville, Steinworth, Parenteau, Alvarez, St. Martin). 1 ABSTIAN (Cox) MOTION FAILS.

The Association has right to come back with another application if they want.

8b2. Horseshoe on Ice Tournament

MOTION #4 (Donovan/Michaud) Move to approve permit application for 2006 Horseshoe on Ice. All Aye, PASSED.

Donovan – Copies of the Lake Use study will be available via e-mail
- this is his last meeting as chair of LUC

6. NEW BUSINESS

6a. Election of Officers

MOTION #5 (Cox/Hoffman) Move to elect as nominated: Gary Cox, Chair; Luke Michaud, Vice Chair; Diane Longville, Treasurer. 9 aye, 1 abstain, PASSED.

6b. First Reading of Ordinance to replace ordinance 1.

This is official introduction. Next month will be 2nd reading and public comment. Publish legal notice in next weeks paper. 3rd reading is voting time.

Review, some changes noted. (Kristine will have updated copies)
Clean up wording with a few policy changes

7. UNFINISHED BUSINESS

7a. Work Plan Updates:

LEC – not doing ice-out contest this year. Will post dates on website, but no official contest.

7b. Permit form revisions

LUC discussed at mtg. sheriff's office has stopped issuing mooring permits. LUC will need to address.

MOTION # 6 (Donovan/Parenteau) Move to table permit form revisions until next month. All aye, PASSED.

8. REPORTS/ACTION ITEMS

8a. Lake Quality Committee

8b. Lake Utilization Committee

8c. Lake Education Committee report

- New photos are on website

MOTION #7 (Hoffman/Donovan) Move to spend \$250 on hats for board out of LEC budget.

Discussion: hats to be worn at events, a few spare to use as needed.

9 aye, 1 nay. PASSED

Lake Clean Up March 4 at 10 a.m. Mailing was done to homeowners, flyers posted, press release done. Kristine has done all work – thanks. Bring garbage bags to your designated beach. Garbage pick up has been arranged. Lunch will be donated by Washington St. bar & grill for board members. Info also on web.

MOTION #8 (Hoffman/Alvarez) Move to spend up to \$600 of LEC budget to cover costs for organization and mailings for clean-up event. All aye, PASSED.

8d. Treasurers report

MOTION #9 (Longville/Parenteau) Move to approve February Treasurers report and pay checks 3652 – 3661. All aye, PASSED

8e. Board Counsel report

no report

thank you to Kristine for ordinance changes.

8f. Administrative staff report

Office improvement report: proposal was submitted along with cost estimates. Board members are encouraged to stop down and see the current office space.

Julie will be out of town the week of February 27th

9. CONSENT AGENDA

MOTION #10 (Donovan/St. Germain) Move to approve consent agenda. All aye, PASSED.

10. ANNOUNCEMENTS

none

11. ADJOURNMENT

MOTION#11 (Donovan/St. Germain) Move to adjourn. All aye, PASSED.

Meeting adjourned 9:15 p.m.

ATTEST:

Administrative Secretary

Date

APPROVED:

Board Chairperson

Date