



Proposed Ordinance #6 amendment, Public Hearing:

Ordinance #6 - AN ORDINANCE REGULATING THE APPROPRIATION AND USE OF WATER FROM WHITE BEAR LAKE

THE BOARD OF DIRECTORS OF THE WHITE BEAR LAKE CONSERVATION DISTRICT DOES ORDAIN:

Preamble:

Due to the results of the lake level litigation that resulted in a settlement with communities that draw from the aquifer that includes White Bear Lake, the Conservation District declares that appropriation of surface water from White Bear Lake to be prohibited.

Section 1. Appropriation of Water Prohibited. No person may pump or otherwise **mechanically** appropriate water from White Bear Lake at any time. ~~when the lake level is below an elevation of 923.5 feet above mean sea level.~~

Section 2. Exception. Section 1 of this ordinance shall not apply to the emergency pumping or appropriation of water by a municipal fire department for emergency fire-fighting purposes.

Section 3. Criminal Penalties. A violation of this ordinance is a ~~petty~~ misdemeanor. A ~~second~~ violation **is deemed to be committed each day and is charged as a separate incident that the conduct is observed.** ~~that occurs in the same calendar year is a misdemeanor.~~

Section 4. Other Remedies. In addition to the penalties in Section 3 of this ordinance, the White Bear Lake Conservation District may institute any proper action or procedure to enforce this ordinance, **including injunctive relief through Administrative and/or Court Order.**