

**TOWN OF BIG LAKE
ORDINANCE NO. 2005-03**

**AN ORDINANCE ESTABLISHING PARK RULES FOR LIONS PARK AND
PARKING REGULATIONS FOR RIVER AND LAKE ACCESS AREAS FOR
THE TOWN OF BIG LAKE**

Section 1 The purpose of this ordinance is to regulate the use of Lions Park and to restrict parking at lake and river accesses and fire lanes.

Section 2 Definitions – For the purpose of this ordinance, the following terms shall have the meaning given:

- A) Lions Park shall mean the Township Park located at 21960 County Road 5, Big Lake Township, Sherburne County, State of Minnesota.
- B) The Town Hall shall mean the meeting hall located in Lions Park.
- C) Lake and river accesses shall mean the access at Birch Lake, Eagle Lake and at 166th Street and 205th Avenue in Big Lake Township.
- D) Fire lane shall mean designated and signed lanes at Eagle Lake, Birch Lake and 166th Street and 205th Avenue in Big Lake Township.
- E) Permit shall mean a written agreement from the Big Lake Township Clerk and approved by the Town Board of Supervisors.

Section 3 Interpretation – Unless otherwise provided, this ordinance shall be interpreted by the general rules of interpretation as provided by and for state law. Except as otherwise provided or required by context, the following specific rules of interpretation shall apply:

- A) Gender. Words denoting the masculine gender shall be deemed to include the feminine and neuter genders, and vice-versa.
- B) Singular and plural. Words in their singular form shall include the plural, and words in their plural form shall include the singular.
- C) Tenses. Words denoting the present tense shall also include the future tense.

Section 4 Lions Park

- A) Hours for use of Lions Park shall be from 8:00 a.m. to 10:00 p.m. daily.

- B) Functions by the Township Government, including its staff and contractors shall be exempt from the normal hours for use of the park.
- C) Rentals, by permit only, are available from the Township.
- D) Any variance in time for special events at the park must be by permit and approved by the Town Board of Supervisors.
- E) Any previous agreements entered into by the Township are exempt from this ordinance.
- F) Rules for the park shall be as posted on signage at the park.
Rules shall include:

“This Park is Open from 8:00 a.m. to 10:00 p.m. daily”

- 1) Park closed – 10:00 p.m. to 8:00 a.m.
- 2) No dogs running at large.
 - a) No other domestic animals allowed in the park area.
- 3) All animal feces must be collected and disposed.
- 4) No discharge of firearms.
- 5) No dumping of garbage.
- 6) No possession or consumption of alcoholic beverages.
- 7) No glass containers.
- 8) No recreational motorized vehicles allowed in park area.
- 9) Rental fees shall be reviewed and set periodically by the Town Board.

Section 5 Access Areas

- A) Hours of use 6:00 a.m. to 10:00 p.m. only.
- B) No parking allowed in designated fire lane.
- C) Activities allowed may include fishing, launching of canoes, kayaks, tubing and non-motorized fishing boats.
- D) Boat launching on Birch Lake only.
- E) Rules for the Access shall be as posted.

- a. No Parking – 10:00 p.m. to 6:00 a.m.
- b. No dogs running at large.
- c. All animal feces must be collected and disposed.
- d. No discharge of firearms.
- e. No dumping of garbage.
- f. No possession or consumption of alcoholic beverages.
- g. No glass containers.

Section 6 Enforcement

- A) Enforcement by Township personnel for permits.
- B) Enforcement by the Sherburne County Sheriff Office.

Section 7 Penalty –

A) Criminal. Violations of this ordinance shall constitute a misdemeanor and shall be punishable by up to the maximum penalty for a misdemeanor as provided by state law as from time to time amended, including the cost of prosecution. Each day a violation shall occur shall constitute a separate violation.

B) Civil. The Town Board may in its sole discretion, and without having elected remedies or precluded any criminal remedies, choose to pursue a civil action against violators of this Ordinance where appropriate and may seek damages and injunctive relief, as facts may permit or require.

Section 8 Severability – If any portion of this ordinance shall be found unconstitutional or otherwise invalid by a court of proper jurisdiction, all remaining provisions shall remain in effect and shall not be affected by the ruling on the Invalid section.

Section 9 Effective Date – This ordinance shall become effective and enforceable on the day following publication.

Passed by the Town Board of Supervisors of Big Lake Township on this 13th day of July, 2005.

Chairman, Ewald Petersen

Attested to by:

Clerk, Laura Hayes

The following Town Board Members voted in favor: Petersen, Alfords, Sanford, Quinn, Leslie. The following Town Board Members voted against or abstained: None

STATE OF MINNESOTA
SS
COUNTY OF SHERBURNE

On this 13th of July, 2005 before me, a Notary Public, within and for said County, personally appeared Ewald Petersen and Laura Hayes, to me personally known, being each duly sworn, did say that they are respectfully the Chairman of the Board and Town Clerk, of the Town of Big Lake, the municipal Township named in the foregoing instrument, was signed and sealed on behalf of said Township authority of its Town Board and they acknowledged said instrument to be the free act and deed of said municipal Township.

SEAL

NOTARY PUBLIC