

ORDINANCE AMENDMENT NUMBER 19-2

THE COUNTY BOARD OF WRIGHT COUNTY HEREBY ORDAINS:

AMENDMENTS TO THE WRIGHT COUNTY RESTATED AND REVISED CODE

Article I – Water Surface Use, Chapter 131

Sec. 1

Section 131.07 is amended as follows:

§ 131.07 – INSPECTIONS FOR AQUATIC INVASIVE SPECIES

(A) *Purpose and Intent.* The County of Wright finds that the uncontrolled spread of aquatic invasive species ("AIS") poses an imminent and irrevocable threat to the water resources, property values, enjoyment and habitability of the community. Pursuant to M.S. Chapter 84D, the County of Wright has adopted mandatory inspection of AIS as a reasonable measure to contain the spread of AIS within the County.

(B) *Mandatory inspection. ~~for East and West Lake Sylvania, Lake John, and Pleasant Lake.~~* All water-related equipment is required to be inspected for prohibited aquatic invasive species as defined in Minn. Rules Part 6216.0250 prior to entering ~~East and West Lake Sylvania (86028900, 86027900), Lake John (86028800), Bass (86023400), Cedar (86022700), East and West Lake Sylvania (86028900, 86027900), Granite (86021700), Lake John (86028800), Moose (86027100), Maple (86013401 and 86013403), Sugar (86023300), and Pleasant Lake (86025101).~~

(C) *Self Inspection Exemption.* A person launching water related equipment shall be exempt from the requirements contained in paragraph (B) provided they meet the following criteria:

- (1) The person launching the water related equipment has successfully completed an education course and test approved by the Wright Soil and Water Conservation District for the personal inspection of aquatic invasive species.
- (2) The person is certified by the Wright Soil and Water Conservation District as meeting the education requirements for self-inspection.
- (3) The person launching the water related equipment is the registered owner or a family or household members, as defined in Minn. Stat. § 518B.01 subd. 2, of the registered owner of the water related equipment.
- (4) The water related equipment is registered with the Wright Soil and Water Conservation District and display a decal issued by the Wright Soil and Water Conservation District. A person is permitted to register up to four pieces of water related equipment with the Wright Soil and Water Conservation District.

- (5) A certificate issued by the Wright Soil and Water Conservation District is fully displayed on the front dash board of any parked vehicle which was used to launch the water related equipment.
- (6) Upon request the person must provide proof of successful completion of the educational course to a licensed peace officer, special deputy, or certified level one AIS inspector.
- (7) The person must complete a thorough inspection of the water related equipment prior to launching and immediately upon removal of the water related equipment from a regulated public body of water.
- (8) The water related equipment must be free of all prohibited aquatic invasive species.
- (9) The employees of a Minnesota Department of Natural Resources permitted Lake Service Provider shall be exempt from the requirements of paragraph (B) provided the employee has complied with all of the training requirements of this section and completes a thorough inspection of the registered water related equipment prior to launching and immediately upon removal of the water related equipment from a regulated public body of water and the water related equipment is free from all prohibited aquatic invasive species. For purposes of this section, a permitted Lake Service Provider is only allowed to register four pieces of water related equipment with the Wright Soil and Water Conservation District.

A certification issued by the Wright Soil and Water Conservation District shall be void upon a person being found in violation of the above criteria. The regulations herein do not exempt a person from the requirements of Minnesota law as they pertain to prohibited aquatic invasive species. A person who meets all of the above criteria shall comply with any inspection request from a licensed peace officer, conservation officer, or certified level one inspector.

(D) *Winter Storage Exemption.* Water related equipment stored at a Minnesota Department of Natural Resources permitted Lake Service Provider for more than twenty-one days shall be exempt from the requirements contained in paragraph (B), for one launch, provided the equipment meets the following criteria:

- (1) The water related equipment was stored on location, and out of the water for more than twenty-one days at a Minnesota Department of Natural Resources permitted Lake Service Provider.
- (2) The Lake Service Provider certifies to a level one or level two inspector the date the water related equipment was placed into storage and the time period is in excess of 21 days.

(3) A level one or level two inspector has inspected, at the storage location, all visible and accessible areas of the water related equipment and has not located any prohibited aquatic invasive species.

(4) The water related equipment is tagged by the inspector.

~~(C)~~ (E) This section expires on January 1, 2022.

**Repealer**

Section 131.07 of the Wright County Code of Ordinances shall be repealed in the event the Commissioner of the Minnesota Department of Natural Resources does not formally authorize the Wright Regional Inspection Program as required under Minn. Stat. § 84D.105 Subd. 2(g) (2018) by April 15, 2019.

**Enacting Clause**

This ordinance shall amend the Code of Ordinance of Wright County, Minnesota. This ordinance shall be in effect upon passage and publication.



Darek Vetsch

Chair, Wright County Board of Commissioners

ATTEST:



Lee Kelly

Wright County Administrator