



City Council Memorandum

To: Mayor Fasbender & City Councilmembers
From: Chris Jenkins, Parks & Recreation Director
Date: July 1, 2024
Item: 2nd Reading and Adoption - City Ordinance 94 – Amendment

Council Action Requested: Conduct 2nd reading for amending City Ordinance 94 and adopt amended ordinance.

Background Information: A repeal and replace of Ordinance 94 occurred on May 6, 2024, however we discovered the need to clarify a couple of terms and restrictions related to the Mississippi River Public Boat Dock. Staff have been working with our attorney and police department staff to ensure we get the language as accurate and defensible as possible.

The first Reading was conducted June 17, 2024. Action tonight is to conduct the 2nd reading and adopt the amended ordinance.

A summary of the ordinance amendment will be published after adoption.

Financial Impact: N/A

Advisory Commission Discussion: N/A

Council Committee Discussion: N/A

Attachments:

- Proposed City Ordinance 94 Amendment

ORDINANCE NO.**AN ORDINANCE FOR THE CITY OF HASTINGS, MINNESOTA, AMENDING HASTINGS CITY CODE CHAPTER 94, SECTIONS 94.01 AND 94.11 REGARDING SPECIAL REGULATIONS FOR MISSISSIPPI RIVER BOAT LAUNCH AND DOCK MOORING HOURS**

The City Council of the City of Hastings, Dakota County, Minnesota, does hereby ordain as follows:

SECTION 1. AMENDMENT. The Code of the City of Hastings, County of Dakota, State of Minnesota, Chapter 94, Section .01 shall be amended as follows:

94.01 Definition

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates otherwise or requires a different meaning.

DAYLIGHT. Daylight means the hours between 30 minutes prior to sunrise and 30 minutes after sunset.

OVERNIGHT. Overnight means the hours between 30 minutes after sunset and 30 minutes prior to sunrise.

PARK. A park, playground, swimming pool, lake, pond, stream, trail, nature area, open space area, or recreational center, including adjacent parking areas, owned or operated by the city.

SECTION 2. AMENDMENT. The Code of the City of Hastings, County of Dakota, State of Minnesota, Chapter 94, Section 11 shall be amended as follows:

94.11 Special Regulations for Mississippi River Boat Launch and Dock

The following regulations apply for the Mississippi River Boat Launch and Dock:

- A. Mooring of boats is only allowed within 50 feet of shore and within 500 feet upstream of the dock. No mooring of boats is allowed downstream of the dock or upstream of the launch.
- B. No overnight mooring is allowed at the dock or within the upstream mooring area. Mooring at the dock is only allowed during daylight hours.
- C. No boats shall be tied off to pilings or trees.
- D. No swimming, diving or fishing from the dock.

SECTION 3. SUMMARY PUBLICATION. Pursuant to Minnesota Statutes Section 412.191, in the case of a lengthy ordinance, a summary may be published. While a copy of the entire ordinance is available without cost at the office of the City Clerk, the following summary is approved by the City Council and shall be published in lieu of publishing the entire ordinance.

The text amendment adopted by the Hastings City Council on _____, 2024 modifies the City Ordinance to clarify that boats can only be moored at the Mississippi River Boat Launch during daylight hours.

SECTION 4. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed this _____ day of _____, 2024.

Mary Fasbender, Mayor

Attest:

Kelly Murtaugh, City Clerk
Published in the _____ on [Date].