



Jess Greenwood, P.E.
Public Works Director/County Engineer
Goodhue County Public Works Department

2140 Pioneer Road
Red Wing, MN 55066
Office (651) 385-3025

TO: Honorable County Commissioners
Scott Arneson, County Administrator

FROM: Jess Greenwood, Public Works Director

RE: 16 May 23 County Board Meeting
Byllesby Park Rules Ordinance Changes

Date: 17 Apr 23

Summary

It is requested that the County Board hold a public hearing to gather the public's input on revisions to the Byllesby Park Rules Ordinance 80-1, review proposed changes, and adopt the amended ordinance.

Background

The current Byllesby Park ordinance was originally enacted in 1983, later amended in 2004, and amended again in 2021. The below revisions were brought to the County Board in 2022, but were not recorded due to COVID complications.

In order to issue citations for ordinance violations, the amended ordinance must be sent to the state court for processing. The state court has informed us that parking violations and moving violations are separate citations and charges. Therefore, any rules regarding these two violations must be separated.

The following are proposed revisions and additions to the approved 2021 ordinance:

- Separate the rule regarding motor vehicle operation and parking into two separate rules.
- Limit tobacco use, including e-cigarettes, to the parking lots.
 - Parks are not currently mentioned in the Goodhue County No Smoking or Tobacco Use Policy, and no permitted smoking areas have been designated under that policy.
- The current ordinance limits alcohol possession to containers that are two liters in size or less (no kegs). Consider amending the ordinance to align with Dakota County's ordinance, which limits alcohol use to prepackaged single serving containers in quantities less than a case of 24.
 - We anticipate that Dakota County will begin handling reservations for our picnic shelters late this fall or spring of 2024. Changing our ordinance to match theirs would provide consistency between the two parks. The rules would be very similar whether visitors were renting the shelter on the Dakota County side or the Goodhue County side.

- Stanton Township's current ordinance requires that alcoholic beverage sales require township approval and proper licensing in accordance with the law. We are not looking at approving cash bars, so this should not be an issue.
- Stanton Township's current ordinance also requires township approval for alcoholic beverage consumption in gatherings of more than 50 people. This will require further discussions with Stanton Township in order to work through a designated approval process.

A public hearing has been scheduled to allow for public comment on the proposed changes. Notice of the public hearing and intent to amend the ordinance was provided in the Red Wing Republican Eagle on May 6, 2023, as well as via the Public Notices section and Notify Me module of the Goodhue County website.

Recommendations

It is the recommendation of staff that the County Board hold the public meeting and adopt the revisions to the current Park Rules Ordinance 80-1.

GOODHUE COUNTY BYLLESBY PARK RULES

ORDINANCE 80-1 **DRAFT REVISIONS 2023**

1. The park shall be open to the public from 6:00 a.m. until 10:00 p.m., except as otherwise posted, and during emergencies. Park quiet hours are from 6:00 a.m. to 8:00 a.m. No overnight camping allowed.
2. The following activities are **prohibited** in the park:
 - a. To engage in any brawling or fighting, or to engage in offensive, obscene, abusive, boisterous or noisy conduct or to engage in offensive, obscene, or abusive language tending reasonably to arouse alarm, anger, or resentment in others.
 - b. To display or to have in one's possession glass bottle containers.
 - ~~c.~~ c. To use or have in one's possession alcoholic beverages ~~in containers larger than two liters in kegs, barrels, or more than a single case of 24 prepackaged, single serving alcoholic beverages, unless otherwise authorized by permit.~~
 - ~~e.d.~~ e.d. To use tobacco products, including e-cigarettes, in any area other than the parking lots.
 - ~~e.e.~~ e.e. To be in possession of or under the influence of any drug which is in violation of federal or state law.
 - ~~e.f.~~ e.f. To burn or otherwise dispose of garbage, refuse, or trash of any kind except to dispose of the same in receptacles provided for that purpose. Only garbage, refuse, or trash generated at the park is allowed to be disposed of in the receptacles provided.
 - ~~f.g.~~ f.g. To dispose of cut grass, tree trimmings, or personnel property on the park grounds.
 - ~~h.~~ h. To operate ~~or park~~ any motor vehicle within the boundaries of the park except upon designated roads or parking areas.
 - ~~g.i.~~ g.i. To park any motor vehicle within the boundaries of the park except within designated parking areas.
 - ~~h.j.~~ h.j. To operate any vehicle in a reckless manner or at a speed in excess of the posted speed limit. (10 mph)
 - ~~i.k.~~ i.k. To cut, damage, or remove trees, shrubs, plants, and other vegetation.
 - ~~j.l.~~ j.l. To hunt or disturb wildlife.
 - ~~k.m.~~ k.m. To deface, damage, or remove any park property.
 - ~~l.n.~~ l.n. To wash dishes in park buildings.
 - ~~m.o.~~ m.o. To clean fish in park buildings, other than the designated fish cleaning area.
 - ~~n.p.~~ n.p. To discharge wastewater or sewage onto park property.
 - ~~o.q.~~ o.q. To use, point, discharge or display uncased firearms or other dangerous weapons including explosives, air guns, slingshots, traps, seines, nets, bows, and arrows.
 - ~~p.r.~~ p.r. To place picnic tables in the lake.
 - ~~q.s.~~ q.s. To be present in the park outside park open hours.
 - ~~r.t.~~ r.t. To be in violation of park quiet hours.
3. Gatherings of 100 people or more require Stanton Township approval. Alcoholic beverage consumption, in gatherings of 50 people or more, requires Stanton Township approval.
- ~~3.4.~~ 3.4. Vehicles with boat trailers must park in the boat trailer parking lot. Vehicles without trailers must park in the non-boat trailer parking lot. Units parked in the incorrect area may be cited and towed at the vehicle owner's expense.
- ~~4.5.~~ 4.5. The loading/unloading zone has a maximum parking time limit of 10 minutes. Vehicles in violation of this ordinance may be cited and towed at the vehicle owner's expense.
- ~~5.6.~~ 5.6. The boat slips have a maximum docking time of 1 hour. Watercraft in violation of this ordinance may be cited at the watercraft owner's expense. All watercraft must be removed from the slips before the park closes at 10:00 p.m. No overnight dockage of watercraft.
- ~~6.7.~~ 6.7. Pets welcome in Byllesby Park, as long as they are kept on a leash six feet or shorter and are personally attended at all times. Only Certified Service Animals are allowed in buildings and designated swim areas. All droppings must be picked up and disposed of. Pets shall not deprive or disrupt the enjoyment or use of the park by others.

~~7-8.~~ Horses are restricted to the roadways and designated parking areas. All droppings must be picked up and removed.

~~8-9.~~ Fires are allowed in grills only. Open campfires are prohibited.

~~9-10.~~ Any person who violates this ordinance is guilty of a misdemeanor, and subject to immediate removal from the park.

~~10-11.~~ This ordinance will take effect upon Goodhue County Board approval and replaces all previous versions of said Ordinance.

The park belongs to you. Please treat it with respect and help us to protect it by following the rules.

Dated this ____ day of _____, 2023.

GOODHUE COUNTY BOARD OF COMMISSIONERS

By: _____

Linda Flanders, Chair
Goodhue County Board of Commissioners

ATTEST:

By: _____

Scott Arneson
County Administrator