

who is attending a camp adjacent to any public waters of the state conducted by a social, charitable, or welfare organization or institution, not for profit, may take fish by angling in such waters or other adjacent waters without procuring a license, provided the organization or institution conducting the camp shall have a certificate from the commissioner that the camp is qualified hereunder, describing the waters affected as determined by the commissioner, and each such nonresident shall carry with him at all times while taking or attempting to take fish by angling in such waters a certificate identifying him and describing the waters, in such form as the commissioner shall prescribe, signed and dated by the officer or agent of the organization or institution in charge of the camp within the current calendar year.

Approved May 25, 1967.

CHAPTER 907—H. F. No. 2017

[Not Coded]

An act relating to lakes, permitting the creation of lake conservation districts with certain powers.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Lake Minnetonka conservation district.** For the purposes of this act the term "municipality" includes cities, villages and towns.

Sec. 2. Subdivision 1. When the governing bodies of two-thirds of the municipalities bordering on Lake Minnetonka, a meandered lake lying within Hennepin and Carver counties, after public hearings thereon, determine that a lake conservation district shall be established under this Act, all the municipalities bordering the lake shall establish such a lake conservation district. The decision of a town shall be made by the board of supervisors of the town.

Subd. 2. The lake conservation district shall be governed by a board composed of members elected by the governing bodies of the municipalities included in the district. Each municipality shall elect at least one member and additional members as provided in this subdivision. The population of each municipality shall be divided by one-tenth of the total population of the district. Fractions of one-half or greater shall be raised to a whole number. Fractions smaller than one-half shall be disregarded. Each municipality shall elect a number of

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additional members equal to the product of that calculation less one. The term of office of each member shall be three years.

Sec. 3. Subject to the provisions of Minnesota Statutes, Chapters 98, 105, 106, 110, 112 and 115 and the rules and regulations of the respective agencies and governing bodies vested with jurisdiction and authority thereunder, the lake conservation district shall have the following powers:

(a) To regulate the types of boats permitted to use the lake and set service fees;

(b) To regulate, maintain and police public beaches, public docks and other public facilities for access to the lake within the territory of the municipalities;

(c) To limit by rule the use of the lake at various times and the use of various parts of the lake;

(d) To regulate the speed of boats on the lake and the conduct of other activities on the lake to secure the safety of the public and the most general public use;

(e) To contract with other law enforcement agencies to police the lake and its shore;

(f) To regulate the construction, installation and maintenance of permanent and temporary docks and moorings consistent with federal and state law;

(g) To regulate the construction and use of mechanical and chemical means of de-icing the lake;

(h) To regulate the construction, configuration, size, location and maintenance of commercial marinas and their related facilities including parking areas and sanitary facilities. The regulation shall be consistent with the applicable municipal building codes and zoning ordinances.

(i) To contract with other governmental bodies to perform any of the functions of the district;

(j) To undertake research to determine the condition and development of the lake and the water entering it and to transmit their studies to the water pollution control commission and other interested authorities; and to develop a comprehensive program to eliminate pollution;

(k) To receive financial assistance from and join in projects or enter into contracts with federal and state agencies for the study

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and treatment of pollution problems and demonstration programs related to them;

(1) To construct and operate water control structures as approved by the commissioner of conservation.

Sec. 4. The duties of the district may be executed by employees of the municipalities and the expenses of the district shall be borne by the municipalities. The portion of the expenses of the district borne by each municipality shall be in proportion to its assessed valuation.

Sec. 5. The board of directors of the district shall, on or before July 1 each year, prepare a detailed budget of its needs for the next calendar year and certify the budget on that date to the governing body of each municipality in the district together with a statement of the proportion of the budget to be provided by each municipality. The governing body of each municipality in the district shall review the budget, and the directors, upon notice from any municipality shall hear objections to the budget and may, after the hearing, modify or amend the budget, and then give notice to the municipalities of modifications or amendments. It shall be the duty of the governing body or board of supervisors of each municipality in the district to provide the funds necessary to meet its proportion of the total cost to be borne by the municipalities as finally certified by the directors, the funds to be raised by any means within the authority of the municipalities and to pay the funds into the treasury of the district in amounts and at times the treasurer of the district may require. The municipalities may each levy a tax not to exceed 1/10th of a mill on the taxable property located therein, to provide said funds. Said levy shall be within all other limitations provided by law.

Sec. 6. The municipalities included in a lake conservation district shall immediately file a notice with the secretary of state, the commissioner of conservation and the water resources board. The notice shall set an effective date for the organization of the district and a name for the district. The district shall be a body corporate and politic from that effective date, may sue and be sued, enter into contracts and hold real and personal property for its purposes.

Sec. 7. The members of the governing board of the district shall, at the organization meeting of the board, adopt a seal, bylaws for the regulation of the affairs of the district and rules of procedure to govern their actions, that shall not be inconsistent with law.

Sec. 8. Subdivision 1. The governing board of the district shall, at its organization meeting, elect from its membership a chair-

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man to serve for a period of one year from the first meeting of the corporation, and shall also elect a secretary and a treasurer. They shall hold office at the pleasure of the corporation, and shall receive compensation as fixed by the corporation.

Subd. 2. The treasurer shall receive and be responsible for all moneys of the district, from whatever source derived, and they shall be considered public funds. Before taking office the treasurer shall give bond to the district in an amount to be determined by the governing board of the district. He shall disburse the moneys of the district in accordance with rules set by the governing board of the district. Whenever there are moneys in the possession of the treasurer not currently needed, the treasurer may invest the amount or any part thereof in treasury bonds, certificates of indebtedness, bonds or notes of the United States of America, or bonds, notes or certificates of indebtedness of the state of Minnesota, all of which must mature not later than three years from the date of purchase. Whenever it shall appear to the governing board that any invested funds are needed for current purposes before the maturity dates of the securities held, they shall certify the fact to the treasurer and it shall then be the duty of the treasurer to order the sale or conversion into cash of the securities in the amount certified. All interest and profit on investments shall be credited to and constitute a part of the funds of the district. The treasurer shall keep an account of all moneys received and disbursed by him, and at least once a year, at times to be designated by the district, file with the municipalities forming the district a financial statement of the district showing in appropriate and identifiable groupings the receipts and disbursements since the last approved statements; moneys on hand and the purposes for which the same are appropriated; and shall keep an account of all securities purchased, the funds from which purchased and the interest and profit which may have accrued thereon, and shall accompany the financial statement with a statement setting forth the account. The district may pay to the treasurer compensation in an amount it may determine to cover clerk hire to enable the treasurer to carry out the duties imposed upon him.

Subd. 3. The governing board of the district may, as soon after the organization meeting as is practical, appoint an executive director, who shall be the executive and operating officer of the district, shall serve at the pleasure of the governing board of the district, and shall receive compensation as may be fixed by it. Under the supervision of the governing board of the district, he shall be responsible for the operation, management, and promotion of all activities with which the district is charged, together with any other duties prescribed by the governing board of the district. He shall

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have the powers necessarily incident to the performance of his duties and others as granted by the district, but without authority to incur liability or make expenditures on behalf of the district without general or specific directions by the governing body of the district, as shown by the bylaws or minutes of its meetings.

Subd. 4. The district shall have the power to appoint other officers, agents, and employees who shall perform duties and receive compensation as the district determines and be removable at the pleasure of the district.

Sec. 9. A district established pursuant to this act is an employer within the definition of Minnesota Statutes, Section 176.011, Subdivision 10, and is included in the provisions of Minnesota Statutes, Chapter 176.

Sec. 10. A district established pursuant to this act is a public corporation within the definition of Minnesota Statutes, Section 466.01, and is included in the provisions of Minnesota Statutes, Chapter 466.

Sec. 11. A lake conservation district may be dissolved by the decision of the governing bodies of three-quarters of the municipalities in the district. The decision of a town shall be made by the board of supervisors of the town.

Sec. 12. This act shall be effective either (1) upon the approval of the governing bodies of Minnetrista, Mound, Spring Park, Orono, Minnetonka Beach, Wayzata, Minnetonka, Woodland, Deephaven, Shorewood, Greenwood, Excelsior, and Tonka Bay and the town boards of Laketown and Chanhassen and upon compliance with Minnesota Statutes, Section 645.021, or (2) upon the passage of a general law under the terms of which this act might have been made effective without the approval of the affected local government units.

Approved May 25, 1967.

CHAPTER 908—S. F. No. 373

An act relating to aeronautics and public corporations created in connection therewith; relating to the taxation of certain lands thereof; and authorizing the issuance of bonds and indebtedness with respect to such public corporations; amending Minnesota Stat-

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