

CHAPTER 1064 Teal Lake 1064.01 Definitions. 1064.02 Purpose and intent. 1064.03 Use of absolute control area. 1064.04 Limited control area. 1064.05 Permissible activities in the absolute control area. 1064.06 Permissible activities in the limited control area. 1064.07 Construction within the absolute control area. 1064.08 Litter. 1064.09 Nonelectric motors prohibited on Lake. 1064.10 Launching of nonelectric watercraft from public property prohibited. 1064.11 Promulgation of Rules for Use of Beach Area 1064.99 Penalty. CROSS REFERENCES Recreation Department - see CHTR. §18.7 Municipal navigational facilities - see M.C.L.A. §§281.541 et seq. Marine Safety Act - see M.C.L.A. §§281.1002 et seq. Recreation Commission - see ADM. Ch. 288 Garbage Garbage and rubbish as a nuisance - see GEN. OFF. 674.04(a) Protection of water supply - see S.U. & P.S. 1044.05 Setback requirements - see P. & Z. 1272.01(b), 1274.06, 1276.03

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1064.11 Promulgation of Rules for Use of Beach Area

1064.99 Penalty.

CROSS REFERENCES

Recreation Department - see CHTR. §18.7

Municipal navigational facilities - see M.C.L.A. §§281.541 et seq.

Marine Safety Act - see M.C.L.A. §§281.1002 et seq.

Recreation Commission - see ADM. Ch. 288

Garbage and rubbish as a nuisance - see GEN. OFF. 674.04(a)

Protection of water supply - see S.U. & P.S. 1044.05

Setback requirements - see P. & Z. 1272.01(b), 1274.06,

1276.03

1064.01 DEFINITIONS.

All terms used in this chapter shall have their ordinary meaning unless otherwise specified. As used in this chapter:

(a) "Absolute control area" means that area designated in this chapter, or subsequently designated by resolution of Council, in which there is located the water intake or other facilities related to the City water supply system.

(b) "Enclosure" means a shanty, windbreak, fishing house, tent or other enclosure or shield of any kind.

(c) "Limited control area" means all portions of the waters of Teal Lake not designated as being within the absolute control area.

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1064.02 PURPOSE AND INTENT.

The waters of Teal Lake have been used as a water supply for the residents of the City for drinking and other human consumption. Although the City is now supplied with water from

underground sources through the Negaunee - Ishpeming Water Authority, it is the purpose and policy of the City to retain the capability of resuming the use of Teal Lake as its water supply in the event of emergency or other unusual circumstances. It is the intention of this chapter to ensure the continued purity of the waters of Teal Lake for said purposes.

1064.03 USE OF ABSOLUTE CONTROL AREA.

That portion of Teal Lake lying within a radius of 300 feet from the westerly end of the Negaunee water system intake pipe shall be an absolute control area and may not be used by any person for any purpose except to row, paddle or sail a boat or other watercraft over said area for the purpose of gaining access to a limited control area or to the shoreline, without first securing a written permit therefor from the City Manager or his or her designated representative. The City Manager shall, in the spring of each year, cause a marker buoy to be installed over the end of said water supply intake pipe.

1064.04 LIMITED CONTROL AREA.

That portion of Teal Lake not designated as an absolute control area in Section 1064.03 is hereby designated to be a limited control area.

1064.05 PERMISSIBLE ACTIVITIES IN THE ABSOLUTE CONTROL AREA.

Prior to issuing a permit for any kind of use within an absolute control area, the City Manager or his or her designated representative shall first ascertain that the intended use shall not, in any way, endanger the continued purity of the waters of Teal Lake. The City Manager or his or her designated representative may issue a permit for the use of an absolute control area for the following purposes:

- (a) Treatment or repair of the Municipal water supply system or any part thereof;
- (b) The enforcement of Municipal or State laws by authorized law enforcement agencies;

(c) Public safety purposes involving activities performed by public safety personnel and authorized law enforcement agencies;

(d) The trapping and removal of fish or other wildlife from Teal Lake by the Department of Natural Resources or other governmental agencies for fish and wildlife management purposes, as authorized by the State; or

(e) Such other purposes as, in the opinion of the City Manager or his or her designated representative, are reasonably necessary to assure the maintenance of the purity of the waters of Teal Lake.

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1064.06 PERMISSIBLE ACTIVITIES IN THE LIMITED CONTROL AREA.

No person shall use the waters of the limited control area of Teal Lake in any way, except as hereinafter specified:

(a) Fishing or swimming from the shore or shorelines;

(b) Winter fishing through the ice;

(c) Fishing or swimming from a boat propelled by oars, paddles, sails or electric motors; or

(d) Sailing, canoeing or other pleasure riding in watercraft not propelled by any type of motor, other than an electric motor.

1064.07 CONSTRUCTION WITHIN THE ABSOLUTE CONTROL AREA.

The shoreline within the absolute control area shall not be used for the construction of docks or wharfs, or for the storage or launching of boats or other watercraft, or for the storage or construction of any kind of enclosure or building for any other use, without first obtaining a permit for such use from the City Manager. Before granting such a permit, the City Manager shall make a determination that the proposed use for which the permit is being sought shall not

be detrimental to the continued purity of the waters of Teal Lake and shall not conflict with the purpose and intent of this chapter.

1064.08 LITTER.

No litter of any kind shall be placed or left upon the surface and/or the shoreline of Teal Lake.

1064.09 NONELECTRIC MOTORS PROHIBITED ON LAKE.

No watercraft, vehicle or machine of any kind, having or containing a motor or engine of any kind, other than an electric motor or engine, shall be used in or upon the waters of Teal Lake.

1064.10 LAUNCHING OF NONELECTRIC WATERCRAFT FROM

PUBLIC PROPERTY PROHIBITED.

No person shall launch into Teal Lake from public property any watercraft, vehicle or machine of any kind, having or containing a motor or engine of any kind, other than an electric motor or engine.

1064.11 PROMULGATION OF RULES FOR USE OF BEACH AREA

The City's Recreation and Parks Commission shall promulgate Rules governing the use of the beach and waterfront in the Limited Control Area, which shall be approved annually by the City Council at, or prior to, its April Regular Meeting. Once the rules are approved by City Council resolution, they shall be publicly posted at the entrance to the Limited Control Area and copies shall be maintained and made available to the public by the City Clerk. Any violation of these rules shall be considered a civil infraction.

1064.99 PENALTY.

(EDITOR'S NOTE: See Section 202.99 for general Code penalty if no specific penalty is provided.)

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BEACH/PARK USE POLICY

The following rules shall apply to the use of the Teal Lake beach and park area. The rules apply to both

the designated swimming area (beach) and the non-designated swimming area of the park unless otherwise stated.

a) No operation of motorized vehicles in the park/beach area.

b) Alcoholic beverages shall not be consumed in the park/beach area.

c) Watercraft may be launched only at a designated launch site.

d) Swimming in the designated swimming area and beach shall be limited to the months of May to September and times of 7:00am to 12:00am.

e) No swimming or wading in the designated boat mooring area unless directly related to the mooring or launching of watercraft.

f) Motor vehicle parking for use of the park/beach area shall be as designated and directed from time to time through traffic orders as requested by the council.

g) The City Recreation Commission shall review and authorize special recreational uses of this park/beach, such as organized group swimming lessons, beach volleyball, etc.

h) No structures, equipment, materials, vehicles, or boats may be stored or left overnight in the park/beach area.

i) No pets or domestic animals shall be permitted in the park/beach area.

j) No overnight camping.

k) Bicycles shall not be used in the park/beach area, but may be operated in the boulevard and parked in designated areas or stand.

l) No glass containers shall be possessed or used in the beach area.

m) Organized groups shall request prior Council approval between January 1 and April 1 of each year for proposed use of the park/beach area for private group activities that use or occupy significant portions of the park/beach area and that may hinder or interfere with the general public use of the park/beach. The council may impose conditions on the proposed use for public health, safety and welfare and maintenance of the park.

n) Permit requests for use of all or a portion of the park by groups for organized public events shall be submitted to the Council between January 1 and April 1 of each year and the Council may impose conditions on the proposed use for public health, safety and welfare, and maintenance of the park.

