

SUMMARY OF ORDINANCE 20-065 LAKE MANAGEMENT PLAN AMENDMENTS

CURRENT PROCESS		PROPOSED NEW PROCESS	
<p>Title 15 – Planning</p> <p>All Plans live here. They contain goals/ recommendations but are not enforceable regulations</p>	<p>41 Existing individual Lake Plans live here (15.24.030(C)). No Borough-Wide Lake Mgmt. Plan</p> <p>Every time property owners want a new plan or to amend existing regulations, they must go through a lengthy process of first amending or creating a plan.</p> <p><b>Current Process to amend existing or initiate a new lake plan: (15.24.031)</b></p> <ul style="list-style-type: none"> <li>• A written request is submitted to the planning department.</li> <li>• Planning provides them with a list of property owners, they must obtain signatures of owners of at least 50% of parcels within 600 feet of the shoreline.</li> <li>• If they submit a valid petition, it goes to a ballot.</li> <li>• Ballot is provided to all property owners within 600 feet of the shoreline. If a majority of ballots returned are in favor, it goes to the next step.</li> <li>• Public Notification</li> <li>• Public Meetings (at least 3)</li> <li>• Staff conducts research and drafts plan and regulations based on public input from the meetings and assembly guidelines (approx. 2-3 months)</li> <li>• One more meeting at least</li> <li>• Public review</li> <li>• 2 planning commission meetings (plan and regulations go thru together)</li> <li>• 2 assembly meetings (plan and regulations go thru together)</li> </ul> <p><b>This process will move to Title 17, with a simpler process, minus the public meetings and requirement for staff to create a new plan, shown in yellow.</b></p>	<p>Title 15 – Planning</p>	<p>The <b>NEW</b> MSB Borough-Wide Lake Management Plan will live here (15.24.030(C)). It will eliminate the need to update or create any new individual plans. Adoption of this plan will NOT implement any new regulations.</p> <p><b>Existing Lake Plans will remain here</b>, but from this point forward, any regulations will be added/deleted/ changed by a simpler process. Only the regulations in Title 17 Zoning will be changed, by a petition process, shown below.</p>
<p>Title 17 – Zoning</p> <p>All zoning regulations live here. Enforceable zoning regulations are one way to “implement” the goals in the plans.</p>	<p>This is where some of the goals and recommendations in the plan are implemented, or made into enforceable regulations.</p> <p>Existing regulations for all lakes are in 17.58 and 17.59.</p>	<p>Title 17 - Zoning</p>	<p><b>Proposed New Process to amend existing or initiate new lake regulations (moved from 15.24.031, to 17.59). Existing regulations for lakes will remain unchanged):</b></p> <ul style="list-style-type: none"> <li>• A written request is submitted to the planning department.</li> <li>• Planning provides them with a list of property owners, they must obtain signatures of owners of at least 50% of parcels within 600 feet of the shoreline.</li> <li>• If they submit a valid petition, it goes to a ballot.</li> <li>• Ballot is provided to all property owners within 600 feet of the shoreline. A public meeting is scheduled before the ballot submittal deadline. If a majority of ballots returned are in favor, it goes to the next step.</li> <li>• Public Notification – one public meeting</li> <li>• 2 planning commission meetings (only changes to regulations)</li> <li>• 2 assembly meetings (only changes to regulations)</li> </ul>

## Ordinance 20-065 Lake Management Plan Amendments Narrative for Comparison Chart

The Lake Management Plan and implementation program (as with all land use ordinances) is a two part process. PLANNING then ZONING.

1. First, a plan is adopted (into Title 15 Planning) which contains goals and recommendations on how to achieve (implement) those goals. Adoption of a plan **does not** automatically put regulations into place. The “planning” process (or plan update process) is the part that takes so long.
2. Second, if requested by the property owners, regulations are adopted (into Title 17 Zoning) which then become enforceable. Zoning regulations could contain such things as Quiet Hours, Horsepower Limit, limitation of motorized watercraft (jet skis) etc. generally what the plan recommends.

The chart shows the current process on the left, and the proposed new process (grey color) on the right.

Changes proposed in this ordinance will:

### PLANNING (TITLE 15) PORTION:

- Adopt one NEW borough wide lake management plan
- Keep existing lake plans in place
- Eliminate the need for new individual lake plans
- Eliminate the need for the update of existing individual lake management plans
- Move the time consuming update process from Title 15 Planning to a more streamlined process in Title 17 Zoning.

### ZONING (TITLE 17) PORTION:

- Existing regulations remain in Title 17, placed into a simplified chart (easier to understand)
- New, more streamlined process for new regulations or changes will be moved into Title 17, through a petition and ballot process, with one public meeting. The time consuming process to create/update existing plans will no longer be necessary.