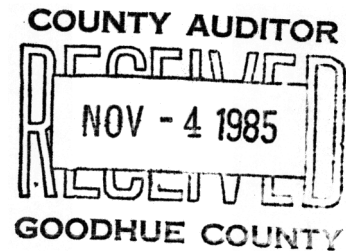


As changed 11/19/85



CANNON VALLEY TRAILS - ORDINANCE

SECTION 1.

Purpose: The purpose of this ordinance, which is enacted pursuant to Minnesota Statutes, Chapter 375, is to secure the quiet, orderly and suitable use and enjoyment by the public of the Cannon Valley Trail.

SECTION 2.

Definitions: For the purpose of this ordinance, the terms defined in this section shall have the following meanings:

"Cannon Valley Trail" means the Cannon Valley Trail established

(B) "Board" means the appointed and elected members of the Cannon Valley Board.

"Trail" means any land or water area, and all facilities thereon, under the jurisdiction, control, or ownership of the Cannon Valley Trail Board.

"Ranger" means those Cannon Valley Trail employees vested with the authority and primary duties to enforce laws and ordinances relating to the Cannon Valley Trails.

"Vehicle" means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power.

"Motorized Recreation Vehicle" means any self-propelled, off-the-road, or all-terrain conveyance including, but not limited to, a snowmobile, mini-bike, amphibious vehicle, motorcycle, go-cart, trail bike, or dune buggy.

(G) "Weapon" means any device, including, but not limited to, firearms bows, slings, and spring guns, from which a shot or a projectile of any can be discharged or propelled by means of an explosive, gas, compressed air, or other means.

(H) "Wildlife" means all living animals, not human, wild by nature, including, but not limited to, mammals, birds, fish, amphibians, reptiles, crustaceans, mollusks, and insects.

"Natural Resources" means all flora and fauna within the Cannon Valley Trails and the physical factors upon which they depend, including the air, water, soil, and minerals.

"Controlled Substance" means any drug, substance, or immediate precursor in Schedules I through V of Minnesota Statutes, Section 152.02.

"Pollutant" means any substance, liquid or gas, which could cause contamination of any air, land or water so as to create or cause a nuisance or render unclean or noxious or impure so as to be actually or potentially harmful or detrimental or injurious to public health, safety, or welfare or to wildlife

"Pet" means any animal that is tamed and domesticated and kept as a companion.

SECTION 3.

General Conduct: It shall be unlawful for any person to:

1. Intentionally or with knowledge that his conduct is likely to cause public inconvenience, annoyance, or alarm,
 - (a) engage in fighting, threatening, or violent or tumultuous behavior;

- (b) make unreasonable noise or coarse utterance, gesture,
or display; or address abusive language to any person
present; or
- (c) otherwise create a hazardous or physically offensive
condition.

2. Serve, possess, or consume any alcoholic beverage within the Cannon Valley Trail unless authorized by permit from a Ranger. Alcoholic beverages may be served, possessed, or consumed only at locations designated by the Cannon Valley Trail Board
3. Bring beer into the Cannon Valley Trail in kegs, barrels, or other bulk tap quantities.
4. Use, possess, or sell any controlled substance.
5. Intentionally deface, vandalize, or otherwise cause destruction to park property.
6. Intentionally disturb, harass, or interfere with a Cannon Valley Trail visitor's property.
7. Deposit, scatter, drop or abandon in or on the Cannon Valley Trail bottles, cans, broken glass, hot coals, ashes, sewage, waste, or other material, except in receptacles provided for such purposes.
8. Place any debris or other pollutant in or upon any body of water in the Cannon Valley Trail
9. Start a fire in the Cannon Valley Trail except in a designated area, and then only in fire rings, portable stoves or grills.
10. Leave a fire unattended or fail to fully extinguish a fire.
11. Scatter or leave unattended lighted matches, burning tobacco, paper, or other combustible material.

12. Sell, solicit, or conduct any commercial enterprise in the Cannon Valley Trail unless authorized by the Board
13. Discharge waste water or any other wastes in the Cannon Valley Trail except into designated containers, drains, or dumping stations.
14. Dig trenches, holes, or other excavations in the Cannon Valley Trail without authorization from a Ranger
15. Distribute or disseminate leaflets, pamphlets, or other written or printed material, or use loudspeakers or other amplifying systems in the Cannon Valley Trail except with authorization from a Ranger.
- *16. Bring or allow a pet into or on the Cannon Valley Trail, except for dogs brought on the trail by hunters while getting to or from hunting areas. The hunting dog must be on a leash while on the trial.

SECTION 4.

Protection of Natural Resources: It shall be unlawful for any person to:

1. Intentionally remove, alter, injure or destroy any tree, other plant, rock, soil, or mineral.

Kill, trap, hunt, or in any manner disturb or cause to be disturbed, any species of wildlife

Discharge any missile or other projectile from a weapon upon, over, or across the boundaries of the Cannon Valley Trail

Possess any uncased and/or loaded weapon within the boundaries of the Cannon Valley Trail
5. Release or abandon on the Cannon Valley Trail any animal or introduce any plant, chemical, or other agent without authorization from a Ranger.

SECTION 5.

No Camping: It shall be unlawful for any person to:

1. Camp in or on the Cannon Valley Trail except in areas provided and designated for that purpose.

SECTION 6.

Horseback Riding: It shall be unlawful for any person to:

1. Ride, lead, or allow a horse on the Cannon Valley Trail

SECTION 7.

Bicycling: It shall be unlawful for any person to:

1. Operate a bicycle on any area of the Cannon Valley Trail except on bikeways and roadways. Bicycles shall be operated as close to the right hand side of the bikeways and roadways as conditions will permit.

SECTION 8.

Motorized Recreation Vehicles: It shall be unlawful for any person to operate a motorized recreation vehicle on the Cannon Valley Trail

SECTION 9.

Meetings, Speeches, Demonstrations, and Parades. It shall be unlawful for any person or persons to conduct public meetings, assemblies, worship services, entertainment, parades, or demonstrations on the Cannon Valley Trail without first obtaining a use permit from a Ranger

SECTION 10

Vehicles: It shall be unlawful for any person to:

1. Operate any vehicle on the Cannon Valley Trail.
2. Park or leave a vehicle standing on the Cannon Valley Trail.

SECTION 11

Park Operation and Enforcement:

1. It shall be unlawful for a person to violate any provision of a use

permit granted by a Ranger.

2. It shall be unlawful for a person to use, without payment, any facility or area for which a fee or charge has been established.
3. Any part of the Cannon Valley Trail may be declared temporarily closed to the public at any time or to certain uses, as the Board shall find reasonably necessary.
4. A person guilty of violating any provision of this ordinance shall be punished by a fine of not more than \$700.00 or by imprisonment for a period not to exceed 90 days, or both.
5. Rangers shall, in connection with their duties imposed by law, diligently enforce the provisions of this ordinance, and may issue citations of arrest, arrest with or without warrant, and eject from the Cannon Valley Trail persons acting in violation of this ordinance
6. Rangers shall have the authority to seize, confiscate and impound any substance, plant, animal, vehicle, or other article which upon probable cause they find to be used or possessed in violation of this ordinance.
7. A Ranger shall have the authority to revoke for good cause any special permit. Any special permit or reservation may be revoked upon the violation by the permittee of any ordinance, rule, or regulation of the Cannon Valley Trail.
8. Nothing in this ordinance shall prevent employees or agents of the Cannon Valley Trail from performing their assigned duties.
9. If any provision of the ordinance is held to be invalid, such invalidity shall not affect the validity of any other provision of this ordinance.

10. The Board shall have the right to issue rules and regulations to enhance or supplement these ordinances.

11. The trail shall be open from sunrise to 10:00 p.m.

SECTION 12

Effective Date.

1. This ordinance shall be effective upon passage by the Goodhue County Board of Commissioners, City Council of Cannon Falls, City Council of Red Wing.

**BOARD OF COUNTY COMMISSIONERS
GOODHUE COUNTY, MINNESOTA**

Date November 5, 1985

Resolution No. _____

Motion by Commissioner _____ Seconded by Commissioner _____

The Board set November 19, 1985 at 11:30 A. M. as the date and time for a hearing to be conducted in the County Board Room at the Courthouse in Red Wing, Mn. concerning proposed amendments to the Cannon Valley Trails Ordinance, said changes having to do with hunting and hunters access to the trail. The Board directed that the Auditor publish the date, time and place of the hearing as required by statute, and that he have a copy of the proposed changes on file in his office for public perusal during normal business hours

Betcher _____ Chesley _____ Dahling _____ Davidson _____ Prigge _____

State of Minnesota }
County of Goodhue } ss.

I, W. A. Miller, duly elected, qualified and acting County Auditor of the County of Goodhue, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Goodhue County, Minnesota, at their session held on the 5th day of November 19 85, now on file in my office, and have found the same to be a true and correct copy thereof.

Witness my hand and official seal at Red Wing, Minnesota, this 7th day of November, 1985

William A. Miller

County Auditor

REPUBLICAN EAGLE

AFFIDAVIT OR PUBLICATION

STATE OF MINNESOTA } ss.
COUNTY OF GOODHUE

No.

Walter E. Featherstone, being duly sworn, takes an oath as and during all the times herein stated has been the Editor of the newspaper known as Republican Eagle and has full knowledge of the facts herein stated as follows:

(1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches.

(2) Said newspaper is a daily and is distributed at least six days each week, or five days in a week in which a legal holiday is included.

(3) Said newspaper has 25 per cent of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements.

(4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75 per cent of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office.

(5) Said newspaper purports to serve the City of Red Wing in the County of Goodhue and it has its known office of issue in the City of Red Wing in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer of said newspaper or persons in its employ and subject to his direction and control during all such regular business hours and at which said newspaper is printed.

(6) Said newspaper files a copy of each issue immediately with the State Historical Society.

(7) Said newspaper is made available at single or subscription prices to any person, corporation, partnership or other unincorporated association requesting the newspaper and making the applicable payment.

(8) Said newspaper has complied with all the foregoing conditions for at least one year preceding the day or dates of publication mentioned below.

(9) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by W. E. Featherstone and sworn to before a notary public stating that the newspaper is a legal newspaper.

It is further stated on oath that the printed Amend Ordinance R-4 hereto attached as a part hereof was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week, for 1 successive weeks; that it was first so published on Dec the 8 day of Nov 1985 and was thereafter printed and published on every _____ to and including _____ the _____ day of _____ 19_____ and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

6 1/2 Point—abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 2 day of DEC.
JAMES EDLUND
NOTARY PUBLIC - MINNESOTA
GOODHUE COUNTY
My Commission Expires June 8, 1990
Notarial Seal

Walter E. Featherstone
County, Minnesota
My Commission Expires JUNE 8, 1990

NOTICE OF INTENT TO AMEND
GOODHUE COUNTY ORDINANCE 85-4
CANNON VALLEY TRAILS ORDINANCE
The Board of County Commissioners of Goodhue County, MN, will conduct a hearing at 11:30 a.m. on Tuesday, November 19, 1985, in the Board room at the County Courthouse in Red Wing, MN.

The ordinance concerns use and restricted uses of the Cannon Valley Trail. Specifically the proposed changes have to do with hunting, and hunters' access to the trail. A copy of the ordinance including proposed changes is on file in the Office of the County Auditor where it may be perused during regular business hours.

(Nov. 8)

Red Wing, Minn. Fri. Nov. 8, 1985 Republican Eagle 13

PUBLIC NOTICES

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(Nov. 8)

CHERRIE C. CALE