

**CITY OF SUNFISH LAKE
DAKOTA COUNTY, MINNESOTA**

RESOLUTION NO. 17-____

RESOLUTION SUPPORTING NAME CHANGE TO HORNBEAM LAKE

WHEREAS, within the City of Sunfish Lake a portion of a lake exists identified by the Minnesota Department of Natural Resources as Hornbean Lake with Lake Identification No. 19004700. The official lake name is mistaken. It should be Hornbeam Lake to reflect the historical background and association with the hornbeam trees.

WHEREAS, over the years the lake has been misspelled with the result that it is known in the official records as Hornbean Lake, not Hornbeam Lake.

WHEREAS, Minn. Stat. § 83A.03 provides as follows:

When the commissioner of natural resources shall have given a name to any lake, stream, place, or other geographic feature within the state, such name shall be used in all maps, records, documents, and other publications issued by the state or any of its departments and political subdivisions, and such names shall be deemed the official name of such geographic feature.

WHEREAS, before the Commissioner of Natural Resources changes a name, the Dakota County Board has to make a recommendation.

WHEREAS, a number of citizens are petitioning the Dakota County Board to recommend a change of the name of the lake to Hornbeam Lake.

NOW, THEREFORE, BE IT RESOLVED, the City of Sunfish Lake does hereby state and determine as follows:

1. The City Council of Sunfish Lake supports the name change to Hornbeam Lake.
2. The City Council urges the Dakota County Board to take all necessary steps to officially change the name of the lake to Hornbeam Lake.

Passed and duly adopted by the City Council of Sunfish Lake this 6th day of June, 2017.

Richard Williams, Mayor

ATTEST:

Catherine Iago, City Clerk

CHAPTER 83A

STATE GEOGRAPHIC FEATURES

83A.015	TRANSFER OF POWERS AND DUTIES.	83A.05	CHANGING AND GIVING NAMES TO WATER BODIES.
83A.02	POWERS AND DUTIES.	83A.06	HEARING ON PETITION.
83A.03	NAMES GIVEN TO BE OFFICIAL.	83A.07	NAMES NOT TO BE DUPLICATED.
83A.04	COUNTY BOARDS NAMING GEOGRAPHIC FEATURES MUST HAVE APPROVAL OF COMMISSIONER OF NATURAL RESOURCES.		

83A.01 [Repealed, 1971 c 25 s 19]

83A.015 TRANSFER OF POWERS AND DUTIES.

All the powers and duties now vested in, or imposed upon the state Geographic Board under this chapter, are transferred to, vested in, and imposed upon the commissioner of natural resources. The state Geographic Board as heretofore constituted is abolished.

History: 1969 c 1129 art 3 s 3

83A.02 POWERS AND DUTIES.

The commissioner of natural resources shall:

(1) determine the correct and most appropriate names of the lakes, streams, places and other geographic features in the state, and the spelling thereof by written order published in the State Register. Name designations are exempt from the rulemaking provisions of chapter 14 and section 14.386 does not apply;

(2) pass upon and give names to lakes, streams, places, and other geographic features in the state for which no single, generally accepted name has been in use;

(3) in cooperation with the county boards and with their approval, change the names of lakes, streams, places, and other geographic features, with the end in view of eliminating, as far as possible, duplication of names within the state;

(4) prepare and publish an official state dictionary of geographic names and publish the same, either as a completed whole or in parts, when ready;

(5) serve as the state representative of the United States Geographic Board and cooperate with that board to the end that there shall be no conflict between the state and federal designations of geographic features in the state.

History: (128-3) 1937 c 63 s 2; 1971 c 25 s 20; 1986 c 444; 2004 c 221 s 1

83A.03 NAMES GIVEN TO BE OFFICIAL.

When the commissioner of natural resources shall have given a name to any lake, stream, place, or other geographic feature within the state, such name shall be used in all maps, records, documents, and other publications issued by the state or any of its departments and political subdivisions, and such names shall be deemed the official name of such geographic feature.

History: (128-4) 1937 c 63 s 3; 1971 c 25 s 21

83A.04 COUNTY BOARDS NAMING GEOGRAPHIC FEATURES MUST HAVE APPROVAL OF COMMISSIONER OF NATURAL RESOURCES.

No county board shall order the change of or establish the name of any lake, river, or other body of water without the written approval of the commissioner of natural resources endorsed on any resolution determining or fixing such name, which endorsement must be made on the same prior to recording with the county recorder.

History: (128-5) 1937 c 63 s 4; 1971 c 25 s 22; 1976 c 181 s 2

83A.05 CHANGING AND GIVING NAMES TO WATER BODIES.

Subdivision 1. **Applicability.** A name of a lake, river, stream, or other body of water may be given or changed under sections 83A.05 to 83A.07 except that a name which has existed for 40 years may not be changed under the provisions of sections 83A.05 to 83A.07.

Subd. 2. **Petition for name.** (a) Fifteen or more legal voters residing in a county where all or a part of a body of water is located may petition the county board of the county where the petitioners reside or the body of water is located to change the name of or give a name to a previously unnamed lake, river, stream, or other body of water located within the state.

(b) The petition may include any number of lakes, rivers, streams, or other bodies of water to have names changed, or if unnamed to be given a name by the county board.

(c) The petition must describe:

(1) the location of the body of water;

(2) the name, if any, that the body of water has been referred to or known by, or if there is not a name, it must be stated that a known name does not exist;

(3) the name that the petitioners desire to be given to the body of water; and

(4) the reason for the change of name or for giving the designated name to a previously unnamed body of water.

(d) The petitioners must sign their names and state their place of residence.

(e) The petition must be filed with the auditor of the county where the petitioners reside or the body of water is located.

History: 1990 c 391 art 8 s 7

83A.06 HEARING ON PETITION.

Subdivision 1. **Time and location.** After receiving the petition to name a body of water, the auditor must present the petition to the county board. The county board must, by order, set the time and location for a hearing on the petition to be held more than 30 days after the order is made. The hearing may be held at any convenient place within the county as determined by the county board.

Subd. 2. **Water body in more than one county.** (a) If the petition describes a body of water located within more than one county, the county boards of the several affected counties must act jointly and as one body and the majority of the joint body must determine the name of the water body under sections 83A.05 to 83A.07 in the same manner as prescribed for the county board.

(b) For a water body located within more than one county, the county auditor with whom the petition is filed must forward by mail a certified copy of the petition to the auditor of each affected county who shall present the petition to the respective county boards, and the notice of hearing the petition determined by the joint body shall be published in each county as provided in subdivision 4.

(c) The auditor of the county where the petition was filed must make and file certified copies of the adopted resolution in the office of the county recorder of each affected county at the expense of the petitioners.

Subd. 3. **Petitioners' bond.** Before the notice of the hearing is given, the petitioners must give a bond to be approved by the county attorney of the county where the petition has been filed that is conditioned on the full payment of the reasonable expenses incurred by the county for the proceeding. The commissioner of natural resources is not required to give bond.

Subd. 4. **Notice.** Notice of the hearing must be:

(1) published for at least three weeks in the newspaper designated by the county board as the official newspaper for the county;

(2) served on the commissioner of natural resources; and

(3) served personally on the chair of the town board of a town, on the president of a statutory city board of trustees, and on the mayor of a city that has a body of water in the petition within or adjoining the boundary of the political subdivision.

Subd. 5. **Statements at hearing.** At the hearing, legal voters of the county and municipalities may appear, by attorney or in person, and file an answer to the petition, stating in plain, concise language why the petition should not be granted in whole or in part, and in the answer may ask the county board to give to the body of water a different name than the name requested in the original petition.

Subd. 6. **Determination.** At the hearing on the petition, the county board shall hear all parties desiring to be heard on the petition and make an order, by resolution, determining the name of the body of water described in the petition. The name determined by the board at the hearing is the legal name of the body of water.

History: 1990 c 391 art 8 s 8

83A.07 NAMES NOT TO BE DUPLICATED.

Subdivision 1. **Duplicate discouraged.** In determining the name of a body of water, the county board may not, if possible, duplicate names of existing bodies of water. The county board shall select and approve a name as it determines is in the permanent, best interests of the affected county.

Subd. 2. **Director to check name duplication.** The auditor of the county where a petition is filed must mail a copy of the petition with a copy of the notice of hearing on the petition to the director of the Division of Waters of the Department of Natural Resources. The director must compare the names suggested in the petition with the names of other bodies of water within the state and report findings and recommendations back to the auditor before the date of the hearing.

History: 1990 c 391 art 8 s 9

CHAPTER 604

RECREATIONAL MOTOR VEHICLES

SECTION 604.01 DEFINITIONS:

The following words and terms when used in this Ordinance shall have the following meanings unless the context clearly indicates otherwise:

Subd. 1 Recreational motor vehicle: Any self-propelled vehicle used for recreational purposes and any vehicle propelled or drawn by a self-propelled vehicle used for recreational purposes, including but not limited to a trail bike or other all-terrain vehicle, hovercraft, snowmobile, or motor vehicle licensed for highway operation which is being used for off-road recreational purposes.

Subd. 2 Waterbody: Any body of water in the City, navigable or unnavigable, including Sunfish Lake, **Hornbeam Lake** and Horseshoe lake, with access to more than one property within the City.

SECTION 604.02 PROHIBITED AREAS AND ACTS:

It is unlawful for any person to operate a recreational motor vehicle:

- a) On private property of another without specific written permission of the owner of said property. Such written permission, or a copy thereof, must be carried on the person of anyone operating a recreational motor vehicle on the private property of another.
- b) On City owned land including school grounds, park property.
- c) In a manner so as to create a loud, unnecessary, or unusual noise which disturbs, annoys, or interferes with the peace and quiet of other persons.
- d) While under the influence of intoxicating liquor or narcotics or habit forming drugs.
- e) At a rate of speed greater than reasonable or proper under all the surrounding circumstances or greater than the posted speed limit, whichever, is lower.
- f) At any place in a careless, reckless, or negligent manner so as to endanger or likely to endanger any person or property or cause injury or damage thereto.
- g) On any public street, highway, or right-of-way, unless licensed pursuant to Minnesota Law.

CHAPTER 605

MOTORIZED WATERCRAFT

SECTION 605.01 FINDINGS:

The City Council has found that due to the size of the bodies of water located within its boundaries and due to the fact that all of these bodies of water are surrounded by single-family homes and, further, because the City is zoned for the quiet and pastoral enjoyment of this unique residential setting, that motorboats are inimical to the purpose of the Zoning Code and hereby prohibited.

SECTION 605.02 DEFINITIONS:

Subd. 1 Motorboat: "Motorboat", shall mean any watercraft propelled in any manner by machinery, including watercraft temporarily equipped with detachable motors, as defined by Minnesota Statute 86B.005, Subd. 9, as may be amended.

Subd. 2 Bodies of Water: "Bodies of Water", shall mean any body of water in the City, including Sunfish Lake, **Hornbeam Lake** and Horseshoe Lake, navigable or unnavigable, with access to more than one property within the City.

SECTION 605.03 GENERAL PROHIBITION:

The use of motorboats on or in any body of water in the City of Sunfish Lake is prohibited.

SECTION 605.04 EXCEPTION:

Authorized governmental resource management, emergency and enforcement personnel when acting in the performance of their assigned duties shall be exempt from this Ordinance.

SECTION 605.05 ENFORCEMENT:

The provisions of this Ordinance shall be enforced by City authorized peace officers, officers of the Dakota County Sheriff's Office and Conservation Officers of the Minnesota Department of Natural Resources.

SECTION 605.06 PENALTIES:

Violation of any provision of this Ordinance shall be a misdemeanor. (Ord. 1997-01, 1/7/97, Ord. 1997-10, 12/2/97)

welfare, all public waters in Sunfish Lake, Minnesota have been given a waters classification, and uses of shorelands in these classes are hereby designated by land use districts, based on the compatibility of the designated type of land use with the public waters classification and planned land use as outlined in the Comprehensive Plan.

- C. Shoreland Classification System: The public waters of Sunfish Lake, Minnesota have been classified in accordance with the guidelines set forth by the Department of Natural Resources, Minnesota Regulations, part 6120.3300 and the Protected Waters Inventory Map for Dakota County. The lakes that are subject to the regulations of this Ordinance are listed as follows:

<u>Recreational Development Lakes</u>	<u>Protected Waters Inventory ID#</u>
Sunfish Lake	19-50
Hornbeam Lake	19-47
Horseshoe Lake	19-51

- D. Zoning Districts:

1. The land use zoning districts have been established in accordance with their compatibility with the public waters classification and to assist in carrying out the intent and purposes of the Comprehensive Plan. The zoning districts are based upon the Comprehensive Plan which has a purpose of protecting the public health, safety, convenience, and general welfare of the residents of the City.
 - a. The intent and primary use of Recreational Development (RD) classified waters is to protect the ecological and scenic values of natural, undeveloped water bodies from the harmful effects of development.
2. All land uses within the Shoreland District boundaries of Sunfish Lake shall take into consideration the following:
 - a. Preservation of natural areas;
 - b. Present ownership and development of shoreland areas;
 - c. Shoreland soil types and their engineering capabilities;
 - d. Topographic characteristics;
 - e. Vegetative cover;
 - f. In-water physical characteristics, values, and constraints;

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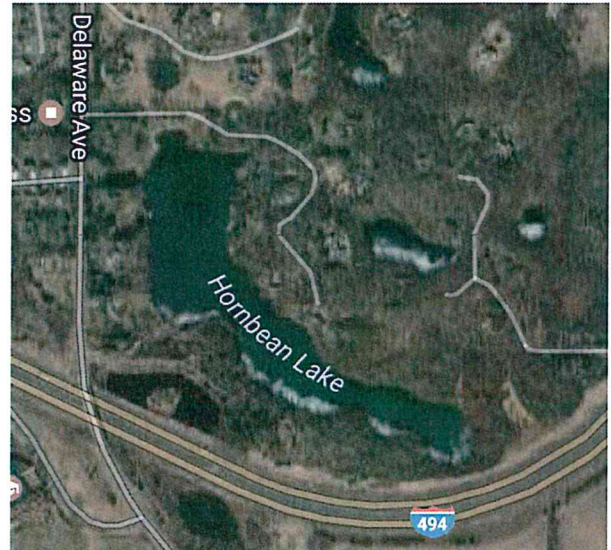
Hornbean

ID: 19004700

County: Dakota

Near: Sunfish Lake

Border Water: No



Map data ©2017 Google Imagery ©2017, DigitalGlobe, U.S. Geological Survey, USDA Forest Service

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Fishing Regulations:

[General](#) »

[Inland Waters](#) »

Invasive species: none listed

[Stop aquatic hitchhikers](#) »

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Naming Geographic Features

Naming a geographic feature

Naming a lake, river, stream or other natural geographic feature in Minnesota is guided by Minnesota Statutes 83A.02 - 83A.07.

The process begins at the county where the natural feature is located. Fifteen or more voters registered in that county must petition the county board of commissioners for a public hearing. If the county board agrees on the proposed name, the board adopts a resolution in support of the name.

The resolution is forwarded to the Department of Natural Resources Commissioner for approval. The Commissioner will not approve a name that commemorates, or may be seen to commemorate, a living person.

Approved names are submitted to the U.S. Board on Geographic Names for federal approval and use.

Resources

Public hearing documents

If you're interested in naming or changing the name of a geographic feature, the following samples may be used as you work with your county.

- [Petition for a geographic name change](#) [PDF](#)
- [Public hearing notice](#) [PDF](#)
- [County resolution](#) [PDF](#)

Minnesota Statute Chapter 83A

- [83A.02](#) - Powers and duties
- [83A.03](#) - Names given to be official
- [83A.04](#) - County boards naming geographic features must have approval of commissioner of natural resources
- [83A.05](#) - Changing and giving names to water bodies
- [83A.06](#) - Hearing on petition
- [83A.07](#) - Names not to be duplicated

Related links

- [U.S. Board on Geographic Names](#) [external link](#)

- [U.S. Board on Geographic Names: Principles, Policies and Procedures](#) PDF
- [U.S. Board on Geographic Names: Geographic Names Information System](#) PDF
- [Minnesota Place Names](#) PDF
- [Public Waters Inventory Maps](#)
- [Public Waters Inventory Lists](#)
- [Topographic Maps](#)
- [Minnesota Public Waters Name Changes](#)
- [Gazetteer of Meandered Lakes](#) PDF
- [Bulletin No. 25 - An Inventory of Minnesota Lakes](#)

Contact

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PETITION TO CHANGE THE NAME OF MUD LAKE # 27-99

Pursuant to Minnesota Statutes 83A.05 to 83A.07, the undersigned registered voters of Hennepin County, Minnesota do hereby petition the Hennepin County Board of Commissioners for a public hearing to change the name of "Mud Lake", located in Sections 3 and 4, Township 118 N., Range 22 W., in the City of Plymouth (DNR I.D. 27 - 99) to "Lake Camelot."

This lake is partially surrounded by a 186 unit housing development know as Lake Camelot Estates. In addition another development Lake Camelot Overlook is close by. We feel that this name change would be a benefit to our neighborhood and the surrounding area. The name Mud Lake is not an asset for our neighborhood plus there are currently 3 other Mud lakes in Hennepin County alone.

The name Lake Camelot for our neighborhood was established some 15 years ago. Most residents of this area already refer to the lake by the Lake Camelot name.

Signature	Please Print Name	Address	City	Zip	Date
	Greg Siedschlag	6090 Dallas Lane N	Plymouth	MN	9/15/01
	Maria Siedschlag	1090 Dallas Lane	Plymouth	MN	9/16/01

NOTICE OF HEARING

Petition to Name a Lake in Pope County

April 17, 2007 at 10:30 a.m.

Pope County Courthouse Commissioner's Room
Glenwood Minnesota

TO: ALL INTERESTED PERSONS IN POPE COUNTY

The Pope County Board of Commissioners will meet in the Commissioner's Room of the Pope County Courthouse at 10:30 a.m. on Tuesday, April 17, 2007 to consider a petition filed with the County Auditor/Treasurer to name a lake in the NW1/4 of section 21 Township 125 Range 38, Minnewaska Township. The desired name proposed is "Fosse Lake".

YOU WILL FURTHER TAKE NOTICE, That all interested persons may appear and be heard and present arguments for or against the granting of this petition.

Dated at Glenwood, Minnesota this 6th day of March, 2007

Donna Quandt

Pope County Auditor/Treasurer

POPE MINNESOTA
COUNTY



Findings of Fact and RESOLUTION
POPE COUNTY BOARD OF COMMISSIONERS

April 17, 2007

Resolution # 200709

WHEREAS, the Pope County Board of Commissioners is given authority in Minnesota Statutes (83 A.05-83 A.07) to name lakes, rivers and streams within the County;

WHEREAS, the Pope County Board of Commissioners hereby makes the following Finding of Facts:

1. The required petition was received by the Auditor/Treasurer from legal voters of residence requesting naming of the unnamed lake in the NW ¼ Section 21, Township 125, Range 38; Pope County. Such petition was filed with the Pope County Auditor/Treasurer on the 25th day of May 2006. This petition met the statutory requirements of Minnesota Statute 83A.05, sub. 2.
2. The Auditor/Treasurer's Office requested and the County Board ordered a time and location for the hearing on the petition which was held more than 30 days after the order was made.
3. The notice of the public hearing was published for three weeks in the official newspaper of the County on the following dates: April 2, 2007, April 9, 2007, and April 16, 2007. Service of the notice of hearing was made to the Commissioner for the Department of Natural Resources, the Director of Waters, and the Town Board chair by certified mail.
4. A public hearing was held at 10:30 a.m. on April 17, 2007, at the Pope County Government Center after proper notice to Minnewaska Township and the Department of Natural Resources; and
5. The Minnesota Department of Natural Resources Director reviewed the request for naming and responded that the name "Fosse Lake" does not duplicate the name of any existing lakes in the State of Minnesota.
6. The Pope County Board of Commissioners heard from all interested persons on the naming of the lake.

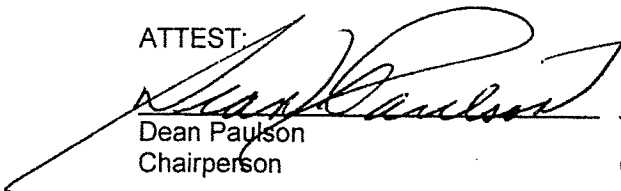
NOW THEREFORE, BE IT RESOLVED by the Pope County Board of Commissioners hereby names the lake "Fosse Lake"; and

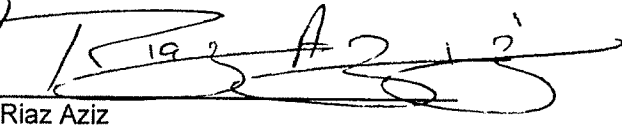
THAT Pope County hereby notifies the Minnesota Department of Natural Resources of the naming for inclusion on future public water listings.

On April 17, 2007, Commissioner Kittelson moved the adoption of said above resolution; Commissioner Shaw seconded the motion to adopt said resolution, and thereupon the same was put to a vote with the following result:

	Aye	Naye
Commissioner Paulson	✓	—
Commissioner Kittelson	✓	—
Commissioner Anderson	✓	—
Commissioner Shaw	✓	—
Commissioner Olson	✓	—

ATTEST:


Dean Paulson
Chairperson


Riaz Aziz
County Coordinator