

Deephaven News

Information for City Residents www.cityofdeephaven.org July, August and September 2003
Deephaven City Hall, 20225 Cottagewood Road, Deephaven, MN 55331 PH: 952-474-4755

4th of July Celebration in Deephaven at The Cottagewood General Store!

Mark your calendars for this annual celebration! Food, games, fun and of course, the annual children's bike parade. All events are at the Cottagewood Children's Park in front of the Historic Cottagewood General Store. The fun begins at 9:30am, with the reading of the Declaration of Independence at 9:40am and the parade at 10:00am. Game bracelets can be purchased ahead of time at the Cottagewood Store



for \$3 or can be bought on July 4th for \$4. All proceeds from the celebration go to support the foundation and the store to keep great events like this happening in our community. There will also be a raffle to benefit the Store's foundation. As always, we need donations for the raffle prizes— items like gift baskets, gift certificates, boat rides, sports equipment, etc. Please call John and Libby Utter at 952-474-3409 if you are interested in donating. Volunteers are needed; if you can lend a hand please call John Kuzara at 952-470-5142. See you there!

Fireworks update

The Excelsior Fire District Firefighters want you and your family to be safe on the 4th of July and anytime you choose to use fireworks. It is important for all citizens to understand the new fireworks laws and be well informed of safety precautions when using legal fireworks. Sales, possession and use of SOME non-explosive and non-aerial consumer fireworks is now permitted in Minnesota. These fireworks MAY NOT be used on public property such as city owned docks, beaches, parks, trails, bridges, parking lots, schools, etc.

Examples of legal fireworks include sparklers, cones, and tubes that emit sparks, novelty items like snakes and party poppers. You must be 18 with photo identification to purchase fireworks.

The Fire District suggests the following safety guidelines:

- 1) Use fireworks with close adult supervision.
- 2) Read and understand the directions.

- 3) Keep fireworks away from Children. (sparklers alone burn at nearly 1200° F)
- 4) Never place any part of your body over a firework devise.
- 5) NEVER aim or throw fireworks at a person, animal, building or vehicle.
- 6) Stay away from a failed firework devise for an extended period of time. Never re-light a failed devise and always soak it with water before handling.
- 7) When using fireworks use common sense, courtesy, and respect those around you.

City beaches open for season

Deephaven beaches opened on Saturday, June 7, for the summer. Here is a list of beaches along with specific information about each one.

- St. Louis Bay - lifeguards on-duty from 10:30 am to 8:00 pm.
- Robinson's Bay Beach and Sandy Beach - lifeguards on-duty from 12:00 noon to 6:00 p.m.

Beaches *without lifeguards* include Rocky Beach in Cottagewood and Nocomo Beach in Walden. Residents may use these beaches but do so at their own risk. Both these beaches are open daily from 6:00 a.m. to 10:00 p.m.

Kudos to Cottagewood Garden Club

The beautiful annuals and perennials at Thorpe Park, Burton Park and City Hall were planned and planted by members of this wonderful group.



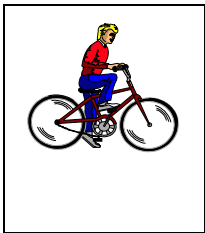
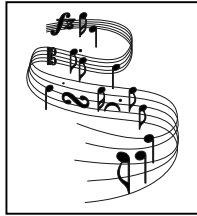
National Night Out - August 5

Join your neighbors, City Council and Police Department to give crime a going-away party. Please commit to hosting a block party to celebrate the efforts of residents and the police in keeping Deephaven a safe community. To register your party and ensure a visit by a police officer, the police chief or Mayor Tom Anderson call 952-474-7555.



Excelsior Fire District annual fundraiser

Put on your dancing shoes and get ready to boogie on Friday, July 25 at this annual event. The fun begins at 5:00 pm. – Midnight. Music for the kids is “Tune Into Kids” from 6:30 – 7:30 PM and the Dweebs will perform from 5:00 to midnight. This year’s menu includes BBQ Pork Sandwich, Chips, Cookie & Pop. Drawings for fantastic Door Prizes. All events are at the fire station at 339 Third Street. The meal costs is \$5. A la Carte (Pop, Beer, Brats & Hot Dogs). For more information call 952-401-1954.



Bike helmets for sale

The Deephaven Police Department is offering bike helmets in all sizes. The helmets are blue and are available for \$8 or \$10. Each helmet has a serial number that will be recorded at the police department to aid in identifying

the wearer, if necessary.

Southshore Community Senior Center

The Center is open daily from 8:30 a.m. - 4:00 p.m. Noon meals are served at the center on Monday, Tuesday and Friday. Reservations are needed two days in advance by calling 952-474-7635. Transportation is available by calling dial-a-ride at 952-474-7441. The center is located at 5735 Country Club Road in Shorewood, near the County Road 19 intersection.

Several trips are planned for July and August. If you would like to join them for some of the exciting excursions, reservations can be made by calling the Southshore Center.

- Now through July 7th – “Art on the Walls” is featuring oil paintings by local artist, B.J. Larson at the Senior Center.
- August 14-17 – Winnipeg
- September 18-21 – Door county

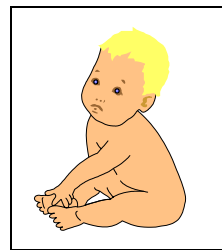
This Center is one of the finest and most convenient activity spaces available in the area. There are a variety of rooms for groups of 10 to 275 people. This is ideal for family gatherings, graduation parties, bridal or baby showers, birthday parties, business meetings or any event where people gather together. Call Jo Ann at 952-541-1019.

Police reserve program

The Deephaven Police Department seeks residents to volunteer to serve as police officer reserves. This unpaid position requires a time commitment to the community of at least ten hours per month and that you be available for special details. You must be at least 18 years of age to be considered. If you are interested in this challenge, contact the department at 952-474-7555.

Pedestrian safety

Warmer weather means many people are out and about walking, hiking and riding bicycles. Please be alert and drive with caution. Minnesota law requires that drivers of motor vehicles must yield the right-of-way to pedestrians and others who are crossing a street in a marked crosswalk.



Child safety seat installation and inspections

Officer Tom Gregory is now certified by the state to conduct child safety seat inspections. Installation and inspection appointments can be made by calling the police department at 952-474-7555

between 8 and 4:30 Monday through Friday.

BUILDING PERMITS

Reminder to all residents, building permits are needed for all structural alterations. If you are planning on repairing a roof, deck, or siding of your home, permits are required before starting such projects. Permit fees will double for those individuals who are found to be working without the appropriate permit.



All Deephaven Invited – -June 27th & July 25th

Join the Deephaven Historical Society, the Minnetonka Yacht

Club and the Cottagewood Store Foundation on Friday, June 27th at 5:30 PM for the Friday night cookout featuring the famous Bean Pot recipe of the late George Brackett.

Join your Deephaven Council and Staff who will be serving you at the Friday night Cottagewood Store Grill night at 5:30 to 7:30 PM.



Mayors Corner

Your City government has been busy once again. At our recent Council meeting, we passed the long awaited planned unit development ordinance. This ordinance allows for higher density housing on the St. Therese property (six units per acre) and the Sullivan Hwy 101 property (eight units per acre). The density approved is consistent with the density in many of our neighborhoods, although over time, the City has restricted the development to less dense zoning.

The fire station is coming along. Your Council representative has done an excellent job preventing price creep on the East Side station located in Deephaven.

The City has begun to take action to clean up the area around City Hall. With the new fire station, some rearranging of the facilities is underway. The salt shed is being torn down and its site will be the location for the new fire station. The salt shed is being moved across the trail and will be a maintenance building. While we are moving the salt shed, we are cleaning up the area where the new building will be built. For those of you who walk the trail, you probably have already noticed a big change for the better. The City is also working with a group of citizens who have an interest in restoring the area around the paddle ball court to a park like setting. Over the years, due to lack of space, the area became a maintenance yard instead of a park, we are in the process of changing that so our municipal campus will be an attractive area.

There has been a good deal of work done by the Council on individual projects like variances and special use permits. These types of things tend to be business as usual and are expected by the community. Hopefully we are dealing with them fairly and are giving each serious attention before making decisions.

SURVEY - We need your help.

The Council has discussed several possible topics for the next town hall meeting that is going to be in August. Rather than the Council assuming what is import to you, we have decided to ask for your input. Enclosed is a list of subjects. Please indicate which is most important to you or what you believe is most important for the community to discuss. Indicate your choice by writing number one on your first choice and number two on your second choice. Do not choose more than two. The Council will then review the responses and select the subject that has the most interest for our next town hall meeting. You will be notified as to the time, date, subject, and location via a separate mailing within the next month. Return the enclosed survey with your selections. The choices are City water, roads and streets,

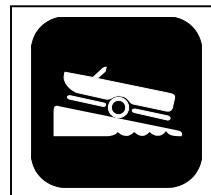
parcs and trails, recreation programs, wild life management, City finances, boats and marinas (Continued), and finally, other. Please take the time to indicate your preference even if you don't plan to attend. Hearing from you is the best way for the City to respond to your needs.

From all of us on the Council, thank you for the support and courtesy that you have shown us over the past six months. It's a tough job. Your patience and understanding make it a pleasure to serve.

Respectfully,
Tom L. Anderson



Local area Rotary Clubs are conducting membership drives. If you are looking for a way to serve your community and are interested in becoming a Rotarian you can call Tom Anderson @ 952-474-3515 or Harlan Johnson @ 952-420-7052 regarding the Tuesday noon Excelsior Rotary Club or Nancy Middleton @ 612-280-1975 regarding the Wednesday morning Lake Minnetonka/Excelsior Rotary Club.



Update on City Marina Issues

Ever since the April 9th Town Hall Meeting on City Marina issues, the Deephaven Boat Committee has been working exceptionally hard to come up with a Comprehensive Marina & Boating Plan to present to the City Council that addresses many of the critical issues that were raised at the meeting. A few of the issues that the Boat Committee is currently wrestling with include:

- ◆ Increase the enforcement of the City Boating Ordinance
- ◆ Maintain existing waiting lists or require residents to sign-up annually in order to retain their spot on the waiting list
- ◆ Retain existing permit system or limit the length of a permit to a certain number of years
- ◆ Appropriate rental fees for each permit classification
- ◆ Explore opportunities to increase the number of city-owned docks & slides

The Boat Committee is hoping to submit their recommendations to the City Council by September 2003.



City again earns highest award for financial reporting - Streak hits an impressive 9 years

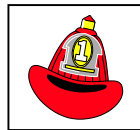
Extending an impressive streak to 9 years in a row, the City of Deephaven has received the Certificate for Excellence in Financial Reporting from the Government Finance Officers Association of the United States and Canada (GFOA). The Certificate of Achievement recognizes and encourages excellence in financial reporting by state and local governments.

The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

Deephaven has received the Certification of Achievement each year since first applying in 1994. Sandra Langley, City Clerk/Treasurer and Mary Courtney, Deputy Treasurer/Clerk and Dana Young, City Administrator can be credited with the city's receipt of this award.

Firefighters needed!!!

Members of the new Excelsior Fire District would welcome the chance to talk to you about becoming a firefighter. It is a very rewarding experience that comes with some great financial incentives. The success of the Fire District hinges on the resolve of residents to support their community fire district by becoming an active volunteer. This is your opportunity to serve your fellow residents. Please call Chief DuCharme at 952-470-8801 for more information.



Note to boaters

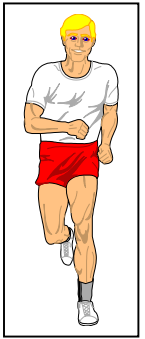
The Deephaven City Council encourages its citizens to wear life jackets while out on the lake. Although the State does not require boaters to wear their life vests, they do highly recommend that they be worn by each individual on board. Additionally, the Council would like to advise parents that when your child is near the water, you should be near your child. Help make this a fun and safe boating season, wear your life vests!

Fishing Boat for Purchase

The City of Deephaven is looking to obtain a 12-14 foot rowboat that is needed by our lifeguards. If you have a rowboat that is in decent shape that you would like to donate or sell, please call City Hall at 474-4755. Thank you!

Bill Wenmark's 5K Run/Walk & 10K Road Race

The annual walk and run will be held on Saturday July 12, 2003 at 7:30am and will begin and end near the Deephaven Elementary School. The course is mostly flat with some wooded areas, but it will be primarily on a portion of the Minnetonka Trail System which has a smooth, gravel surface over a former rail line.

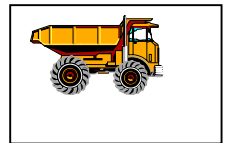


All 5K run/walk registrants will receive a race t-shirt and an all-you-can-eat pancake breakfast at the Deephaven Elementary School following the race. Non-participants may purchase the breakfast for \$5 per person, which is payable at the breakfast.

Advanced registration will be accepted until July 7th at a cost of \$18. On-line registration is available at the following websites: active.com, ALARC.com, and raceberryjam.com. Registrations will also be accepted the day of the race for \$22. If you have any questions please feel free to contact Bill Wenmark, race director, at 952-476-0015, health1@aol.com or ALARC.com.

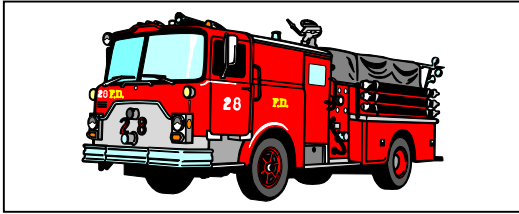
2003 Project Schedule

There are not a great number of improvement projects scheduled for 2003. Due to the imposition of levy limits by the State Legislature in 2002 - 2004, the City is limited in its ability to levy for street improvement projects. Most critically, this will delay the City's ability to overlay Minnetonka Blvd from Chowen's Corner to Vine Hill Road, which is one of the last major road segments in need of an overlay, until at least 2005 unless a decision is made to issue a bond for this project.



The schedule of improvement projects for 2003 include:

- ◆ Install a final lift of blacktop over the approach on each side of Carson's Bay Bridge.
- ◆ Mill & Overlay Cottagewood Road (which served as the main detour during the reconstruction of Carson's Bay Bridge) from Vine Hill Road to Minnetonka Blvd.
- ◆ Complete the Main Beach Renovation Project.
- ◆ Initiate Phase II of the Sewer Main Cleaning Program.



Progress Report on the East & West Side Fire Stations

West Side Station – Construction on the West Side Station located on Co. Rd. 19 in Shorewood is continuing on schedule. The total cost of the combined police and fire facility is estimated at \$8,015,000 (\$3,952,000 for the fire station and \$4,063,000 for the police station). The City of Deephaven is responsible, along with the other members of the Excelsior Fire District, for the costs of the fire station only. Construction on the West Side Station is expected to be completed by December 2003.

East Side Station – Construction on the East Side Station, which will be located behind Deephaven City Hall, is scheduled to begin around September 12th. Construction bids are scheduled to be received mid-August.

Similar to the West Side Station, construction on the East Side Station is also expected to be completed by December 2003.

The budget for the East Side Station has been set at \$2,060,000 and breaks down as follows:

East Side Fire Station Budget

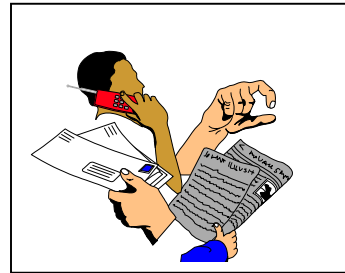
Item	Budget
Construction Cost	1,600,000
Architect / Engineer / Other	135,000
Land / Lease Costs	135,000
Bond Issuance Costs	66,000
Interest Earnings	(6,000)
EDA / Administrative Fees	20,000
Furnishings/Fixtures/Equipment	50,000
Contingency	60,000
Total Budget	2,060,000

Significant efforts have been underway over the last several months to reduce the actual project costs. The success of these efforts will hopefully be rewarded when the bids for the construction of the East Side Station are opened in August. At this time, it is anticipated that cost reduction efforts have reduced the \$2,060,000 budget for this project by several hundred thousand dollars. The majority of the savings are expected to be realized in the construction budget.

State Aid Reductions & Levy Limits

Unlike many other communities throughout the State, the final tax bill passed by the legislature will not have drastic repercussions on our City. Although the tax bill has deep cuts in Local Government Aid (LGA) and Market Value Homestead Credit (MVHC), the City of Deephaven is only expected to lose \$28,025 in MVHC in 2003 and 2004. The City of Deephaven does not qualify for LGA. Although this reduction in MVHC is not expected to have a real consequential impact on City services in and of itself, this reduction coupled with anticipated cost increases and levy limits will likely result in the discontinuation of several programs and services.

Of even greater consequence to our community is the continued imposition of levy limits through 2004. Although taxpayers will understandably be delighted with a freeze in the local tax levy in 2004, the continued inability to establish a levy into our Capital Improvement Fund will make the future replacement of needed street and police vehicles and the future repair of City streets increasingly difficult.



DEEPHAVEN ADOPTS A HOME OCCUPATION ORDINANCE

As you know, the City of Deephaven is primarily residential with limited

areas of commercial usage. The existing zoning ordinance closely regulates those areas currently zoned commercial. What has not been regulated are those businesses operated out of single family structures within our residential neighborhoods.

As technology has advanced, the ability to work out of one's home has increased. The city has been aware of the need for an ordinance to regulate these businesses so they don't impinge on the enjoyment of owners of the surrounding properties.

At their April 7th meeting, the City Council adopted a Home Occupation Ordinance which defines what uses are permitted and those which require a Special Use Permit.

Those occupations permitted require that there only be one employee who does not reside at the residence, prohibits outside sales and customers and requires that the business be conducted entirely within the principle structure, excluding attached garage space. Permitted home occupations do not require a permit from the city.

Occupations listed as Special Use Home Occupations require that no more than two employees who do not reside in the residence shall be employed and an annual permit is required.

The city has listed several businesses which are prohibited in residential districts, they include; service or repair of any motorized vehicles, dispatch centers, medical or dental clinics, rental businesses, welding or machine shops, commercial kennels and veterinary clinics, tow truck services, any business dealing with firearms or ammunition and the sale of hazardous material. The City Council may deem any use not listed above as detrimental or inconsistent with the residential character of the neighborhood the business is located.

A number of General Provisions have been drafted which apply to all permit and special use home occupations. A few of these include the requirement that the business be owned and operated by the homesteaded owner of the home, that there be no signage, no outside storage, all parking must be off-street, there shall be no retail sales, not over twenty-five percent of any structure may be used for a home occupation and all deliveries of merchandise or product is limited to the hours of 8 a.m. and 6 p.m.

Rummage sales and product sales associated with social events (i.e. "Tupperware" parties) shall be exempted provided they do not occur more than four times a year. In house instrument instruction is also exempted from this ordinance

For specific questions on this or any other City Ordinances contact City Hall at 474-4755.

Section 3. Section 900.07, Subd. 2. (a) and (c), Use Required, is amended to read as follows:

(a) If a watercraft space for which a permit has been issued is not used 90 days or more for the keeping or mooring of a watercraft as authorized by the permit, the City may refuse to renew the permit.

(c) At any time prior to expiration of the rights to appeal set forth in paragraphs (a) and (b) of this subdivision, a person may apply for a variance from the 90-day provision of paragraph (a) and/or the June 15 provision of paragraph (b), by written application to the Clerk stating the facts, circumstances and hardships which would support the requested variance. If the Council determines that there are circumstances which would create undue hardships for the permittee if the 90-day and/or June 15 provisions are strictly enforced, the Council may grant an appropriate variance to the permittee.

Any violation of our ordinance is a misdemeanor (fine of up to \$700 and 90 days in the jail).

The Boat Committee is working hard this summer to come up with a new "vision" for our marina resources, as well as the application to the LMCD for the new docking system in St. Louis Bay.



BOAT AMENDMENTS ORDINANCE

Section 1. Section 900.01, Subd. 9.,

Property Owner, is amended to read as follows:

"Property Owner" means the fee owner of land in the City or the beneficial owner of land in the City, who resides on the property from May 15th to October 1st, whose interest is primarily one of possession and enjoyment in contemplation of ownership. The term includes purchasers under contract for deed.

Section 2. Section 900.06, Subd. 2 (b), Requirements for Permit, is hereby deleted and replaced by the following:

(b) No person will be issued more than one permit for the boating season, with the exception of Class A buoy permit holders, who may also be eligible to be issued one additional Class B permit.

For more information about the City, visit the website at www.cityofdeephaven.org.

Your City Council:

Mayor Tom Anderson, Nancy Middleton, Paul Skrede, Kim Crockett and Jon Monson

Dana Young, City Administrator

Sandy Langley, City Clerk

Harlan Johnson, Police Chief

Jerry Hudlow, Public Works Foreman

Administration and Public Works

Police non-emergency

952-474-4755

952-474-7555

The Deephaven City Council normally meets twice a month on the first and third Mondays at 7:00 p.m. in the Council Chambers. The Planning Commission meets at 7:00 p.m. on the third Tuesday of each month. Residents are welcome to attend these meetings.

Please return the survey below:

Please indicate which is most important to you or what you believe is most important for the community to discuss. Indicate your choice by writing number one on your first choice and number two on your second choice. Do not choose more than two.

- _____ Boats and Marinas (Continued)
 - _____ City Finances
 - _____ City Water
 - _____ Park and Trails
 - _____ Recreation Programs
 - _____ Roads and Streets
 - _____ Wild Life Management
 - _____ Other - Please State
-

Mail to or Drop off at:

City of Deephaven
20225 Cottagewood Road
Deephaven, MN 55331