

**MINUTES OF THE
OTTER TAIL COUNTY BOARD OF COMMISSIONERS
Government Services Center, Commissioners' Room
500 Fir Ave W, Fergus Falls, MN
Tuesday, June 21, 2005
9:30 a.m.**

Call to Order

The Otter Tail County Board of Commissioners convened Tuesday, June 21, 2005, at 9:30 a.m. at the Otter Tail County Government Services Center with Commissioners Bob Block, Chair; Roger Froemming; Vice-Chair, Dennis Mosher, Malcolm Lee, and Syd Nelson present.

Approval of Agenda

Motion by Froemming, second by Lee, and unanimously carried to approve the County Board agenda of June 21, 2005, with the following addition:

Discussion - Red River Valley Development Association

Approval of Minutes

Motion by Froemming, second by Nelson, and unanimously carried to approve the County Board minutes of June 14, 2005, as mailed.

Bill & Claims

Motion by Mosher, second by Nelson, and unanimously carried to approve payment of the County Board bills per Attachment A of the official minutes.

Shoreland Management Ordinance Recommendations

Resort Owners, Cheryl Harris and Terry Colton, spoke to the commissioners regarding the value of resorts and the tourism dollars that are so important to Otter Tail County. They expressed concern because the County has lost so many resorts. They provided a document entitled "Resort Concerns Regarding Shoreland Ordinance". Included in their recommendations to change the Otter Tail County SMO would be to redefine the existing licensed resorts separately in the Shoreland Ordinance and separate them from the new and larger Planned Unit Developments, and develop less restrictive rules to allow expansion at the existing resorts to accommodate today's tourism trends. Discussion took place regarding the potential of winter cabins for ice fishing, what other counties are doing, and a pilot project that has been implemented. Commissioners expressed gratitude to the resort owners for submitting their recommendations and stated their commitment to existing resorts in the County. The recommendations will be submitted to the Land & Resource Director for drafting of amendments to the Ordinance.

Housing & Redevelopment Authority Program Contracts

Motion by Nelson, second by Mosher, and unanimously carried to authorize the Chairman's signature to execute the following Grant Agreements between the State of Minnesota Department of Employment and Economic Development and Otter Tail County as follows:

Housing Program	Grant Agreement	Amount
Small Cities Development Program Grant Agreement	CDAP-04-0146-O-FY05	\$396,100.00
Lead Hazard Control Grant Program Grant Agreement	LHCG-05-0001-O-FY05	\$113,600.00

**RESOLUTION AUTHORIZING CONTRACT FOR SERVICES
2004 CITY OF FERGUS FALLS HOUSING REHABILITATION PROGRAM
Otter Tail County Resolution No. 2005 - 40**

Commissioner Lee offered the following and moved its adoption:

BE IT RESOLVED that Otter Tail County enters into a contract with the Fergus Falls Housing and Redevelopment Authority (HRA) for the administration of the 2004 Otter Tail County Lead Hazard Control Housing Program. The Chairman of the Otter Tail County Board of Commissioners is hereby authorized to execute certifications as required and execute such contract as necessary to implement the program on behalf of Otter Tail County.

Commissioner Mosher seconded the motion, and upon being put to a vote, was unanimously carried.

Adopted and signed this 21st day of June 2005.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Robert Block, County Board Chair

Attest: _____
Larry Krohn, Clerk

Shoreland Management Ordinance Concern

Lakeshore Property Owners, Gary & Diane Maier, provided a handout in opposition of the current SMO restriction for parking a recreational camping unit on their lake property for storage/parking purposes. They submitted a 1977 U.S. Supreme Court case decision, as Exhibit B, to support their objection. The information will be forwarded to the County Attorney.

Recess & Closed to the Public

At 10:29 a.m., Chairman Block declared the Otter Tail County Board of Commissioners meeting recessed for a short break. At 10:34 a.m., Chairman Block declared the meeting of the Otter Tail County Board of Commissioners closed to the public for the purpose of evaluating the performance of Highway Engineer, Rick West, pursuant to M.S. Chapter 13D.05 Subd. 3. All five seated commissioners were present for the evaluation. A summary of performance conclusions will be provided at the next regular County Board meeting.

Reconvene in Open Session

At 11:00 a.m., Chairman Block declared the meeting of the Otter Tail County Board of Commissioners reconvened in open session.

Planning Commission Recommendations

Conditional Use Permit – Bernard A. & Ila K. Larson:

Motion by Lee, second by Froemming, and unanimously carried to approve a Conditional Use Permit to install a new driveway with a condition as recommended by the Planning Commission. The property is described as Lot 2 Blk 1 Tri-Lakes 1st Addition, Section 9 of Lida Township; Lake Lida (56-747).

Conditional Use Permit – Todd Broyles C/O Al Broyles:

Motion by Mosher, second by Nelson, and unanimously carried to approve a Conditional Use Permit for a riprap and reshaping project as presented. The property is described as Canterbury Sands Lot 11 Blk 1, Section 28 of Everts Township; Silver Lake (56-302).

Conditional Use Permit – James W. & Marion Miller:

Motion by Mosher, second by Lee, and carried, with Froemming opposed, to approve a Conditional Use Permit to approve fill for construction of a new home with conditions as recommended by the Planning Commission. The property is described as Lot 2 Walkers North Shore Addition, Section 5 of Otter Tail Township; Otter Tail Lake (56-242).

Conditional Use Permit – Tollefson Trust:

Motion by Lee, second by Mosher, and unanimously carried approve a Conditional Use Permit to build a retaining wall and to place fill in several areas as presented. The property is described as Lots 11 & 12 Blk 2 & vac rd adj and Lots 4 & 5 Blk 2 & vac rd adj, Pelican Beach, Section 2 of Scambler Township; Pelican Lake (56-786).

Conditional Use Permit – Jeffrey Klimp:

Motion by Froemming, second by Nelson, and unanimously carried to approve a Conditional Use Permit to utilize this property as a commercial building site for animal housing, grooming, and care, with a condition as recommended by the Planning Commission. The property is described as Pt NW $\frac{1}{4}$ NW $\frac{1}{4}$..(15 AC) Section 2 of Girard Township; Tamarack Lake (56-192).

Conditional Use Permit – Larry Hilton:

Motion by Froemming, second by Mosher, and unanimously carried to deny a Conditional Use Permit to fill low areas and remove fallen trees and stumps for the reasons stated by the Planning Commission in their June 15, 2005 minutes. The property is described as Parcels 19 & 20 in GL 4 (5 AC), Section 36 of Girard Township; East Battle Lake (56-138).

Conditional Use Permit – Darrell & Margaret Nulph:

Motion by Mosher, second by Nelson, and unanimously carried to deny a Conditional Use Permit to create a sand area along the shore for the reasons stated by the Planning Commission in their June 15, 2005 minutes. The property is described as Lot 23 Crystal Beach, Section 24 of Clitherall Township; Clitherall Lake (56-238).

Conditional Use Permit – Warren & Marlene Keefe:

Motion by Nelson, second by Froemming, and unanimously carried to approve a Conditional Use Permit to construct a driveway and level a site for building with conditions as recommended by the Planning Commission. The property is described as W 440' of GL 6 laying S of St. Hwy #228 (9 AC), Section 22 of Hobart Township; Long Lake (56-388).

Conditional Use Permit – Bothun Properties LLC:

Land & Resource Director, Bill Kalar, stated there are two parts to this CUP request. A CUP was recommended for approval for the construction of the three driveways; however, the Planning Commission recommended denial of a CUP for the boat access request for Lots 1 – 5. The Preliminary Plat that was approved in April of 2005, created five lots with some bluffs, steep slopes, and wetlands. Launching boats would be difficult. Mr. Bothun decided to create an access to serve these five lots on a metes and bounds parcel called Parcel B that he would retain ownership of. Mr. Kalar reported that the Planning Commission was concerned with usage issues. He stated that Mr. Bothun's application did not include Parcel B using this boat access, which raises notification concerns. There may be a public access placed on this lake, and if there is a public access, private accesses are not usable. Attorney for the applicant, Chris Svingen, stated that the applicant would amend the petition to add Parcel B and that denial should not be based on the possibility of a public access being created.

Motion by Mosher to send Part 1 (boat access) back to the Planning Commission and approve Part 2 (driveways) for a Conditional Use Permit to construct 3 driveways. Commissioner Lee seconded the motion. Discussion followed. Commissioner Mosher and Lee added that this approval is contingent upon proper re-notification with the applicant agreeing to pay the cost. More discussion took place. The motion and second were withdrawn.

Motion by Mosher, second by Froemming, and unanimously carried to approve a Conditional Use Permit for Part 2 (driveways), with a condition as recommended by the Planning Commission and to send Part 1 (boat access) for Lots 1-5 only, back to the Planning Commission for reconsideration, with the applicant agreeing to pay the cost of re-notification. If Parcel B owner wishes to use the boat access, the owner can file a new application with that request. The applicant waived the 60 day rule. The property is described as S ½ of GL 1 and GL 2 except tracts, Section 30 of Everts Township; North Turtle Lake (56-379).

Conditional Use Permit – Paul Brakke:

Motion by Lee, second by Nelson, and unanimously carried to approve a Conditional Use Permit to build a driveway to provide access for lake property as presented. The property is described as Lot 1 Block 1 of Lida West, Section 20, Lida Township; Lake Lida (56-747).

Preliminary Plat & Conditional Use Permit

"Bagley Bay First Addition"/Nancy Lynn Hanson & Marty A. Hanson:

Mr. Kalar stated that, at the June 8, 2005, Planning Commission Meeting, the Preliminary Plat of Bagley Bay First Addition which consists of six (6) single family residential lots, and a CUP to construct a road was recommended for denial. At the County Board meeting on June 14, 2005, this request was tabled until today's County Board meeting. Mr. Svingen, the Applicant's Attorney, addressed the County Board regarding the reasons the Planning Commission recommended denial. He stated that some reasons were valid concerns and others were not explained properly at the Planning Commission meeting. He addressed each concern as follows: 1) limited buildable areas – the concern was with lots 1 & 2 and the Planning Commission thought that the white area on the map was the buildable area and the septic allowances look like they take up most of the buildable space, but the misleading part is that the setback line for building is the dotted line, so actually lot 1 & lot 2 have sufficient buildable area under the ordinance. 2) lots are too small – the lot sizes are calculated and all

meet the minimum requirements under the ordinance; one concern on lot 6 is that the 66' roadway adjoining the lot to the south and the cul-de-sac doesn't give 66', so we are proposing to make it a full 66' and take that out of lot 5 which is 29,000 sq. feet, so there is plenty of room. 3) proposal creates a backlot – backlots are allowed under the ordinance if they meet the proper size requirement, which it does (concern with backlot is that lake access may be expected) – a Backlot Access Covenant statement was submitted (Attachment B). 4) discrepancy in the Wetland Delineation Report – Rob Peterson of the West Central Environmental Consultants delineated the wetland boundaries, which were inspected and given preliminary approval – the wetlands that extend into the lake are considered part of the lake. Mr. Kalar stated that the commission was concerned with the aquatic vegetation that extends into the lake and number 5 is the same concern. Mr. Svingen submitted a Shoreline Vegetation Covenant (Attachment B). Mr. Svingen suggested that these covenants will make the property condition clear to buyers.

Motion by Lee, second by Mosher, and unanimously carried send the application for the Preliminary Plat and Conditional Use Permit for Bagley Bay First Addition back to the Planning Commission to address concerns. The applicant waived the 60-day rule.

Final Plat – “Jamielind Shores”

Motion by Nelson, second by Lee, and unanimously carried to approve the Final Plat known as “Jamielind Shores” located in GL 6, Section 30 and GL 5, Section 29 all in Township 136, Range 40; Big McDonald Lake (56-386).

Emergency Storm Damage Repair

Motion by Froemming, second by Nelson, and unanimously carried to authorize emergency storm damage repair caused by the storm of June 20, 2005. Landowners are allowed to restore their lots to pre-storm condition, without permit or variance, provided the Land & Resource Office is contacted prior to making necessary repairs.

Joint County/City Meeting

At 12:05 p.m., Chairman Block declared the meeting of the Otter Tail County Board of Commissioners continued with a joint Otter Tail County/City of Fergus Falls meeting to discuss shared services.

Transfer Station Property

At 1:35 p.m., Chairman Block continued the County Board of Commissioners meeting with Solid Waste Director, Mike Hanan. Mr. Hanan presented bids for properties to be used as a Transfer Station in preparation of the Fergus Falls incinerator closing down. Five pieces of property were considered with a recommendation to purchase Site No. 1, (30 acres) from Gen Strande. Motion by Froemming, second by Lee, and unanimously carried to proceed with a purchase agreement for approximately 30 acres at \$6,500 per acre from Gen Strande in Section 31 of Fergus Falls Township, to be used for a Transport Station, contingent upon completion of a contour survey, property boundary survey, and soils survey. This property is surrounded by the City limits of Fergus Falls and will have access to city sewer and water and Highway 210 is a direct route to a primary disposal site.

License Applications

Motion by Mosher, second by Froemming and unanimously carried to approve the following applications for license:

Amor Rumors* 30932 Larson Rd Battle Lake, MN 56515	Off-Sale 3.2 Malt Liquor On-Sale Liquor and Sunday Liquor
Birchwood Golf Course* 19711 430 th St PO Box 432 Pelican Rapids, MN 56572	On/Off Sale 3.2 Malt Liquor
Cactus FKA Sparetime Bar and Grill*** 43521 Fort Thunder Road PO Box 275 Perham, MN 56573	On-Sale Liquor and Sunday Liquor
Fair Hills* PO Box 6 Detroit Lakes, MN 56502	On-Sale 3.2 Malt Liquor On-Sale Wine
Lark Inn Café, The* 30626 Edgewater Dr Henning, MN	On/Off Sale 3.2 Malt Liquor
Madsen's Resort, Inc.* 27102 State Highway 78 Battle Lake, MN 56575 (Eric Malmstrom)	On/Off-Sale 3.2 Malt Liquor
Spanky's Stone Hearth** 34785 County Road 4 PO Box 9 Frazee, MN 56544	On-Sale Liquor and Sunday Liquor

*Approval is subject to review by the County Attorney's office and the County Sheriff's office.

**Approval is subject to review by the County Attorney's office and the County Sheriff's office and to the submission of the appropriate application fee.

***Approval is subject to review by the County Attorney's office and the County Sheriff's office and to the submission of the appropriate insurance documents.

HRA Board Re-appointment

Motion by Froemming, second by Lee and unanimously carried to re-appoint Janice Palan to the Otter Tail County Housing and Redevelopment Authority Board effective August 1, 2005 for a five-year term.

Purchase of Lawn Tractor/Mower

Motion by Mosher, second by Froemming, and unanimously carried to authorize purchase of a 2005 John Deere X485 AWS Garden Tractor with 62" mower deck for the Phelps Mill Park from Interstate, Inc. of Fergus Falls, MN, at a list price of \$12,331.00, with a trade-in of \$5,671.13. Payment will be made from the 2005 Phelps Mill Capital Improvement Fund.

Quit Claim Deed – Henning Garage Property

Motion by Lee, second by Mosher, and unanimously carried to accept the property (parcel no. 72-000-22-0052-003) from the City of Henning that the County used for garage property. The transaction was completed June 11, 2004, Quit Claim Deed Recorder's Document #955981.

Approval to Attend Conference

Motion by Nelson, second by Lee, and unanimously carried to approve the Highway Engineer's attendance at the Mississippi Valley Annual Conference, July 13 through July 15, 2005, in Chicago, sponsored by the American Association of State Highway and Transportation Officials (AASHTO). As President of the State Highway Association, the expense of the Highway Engineer's attendance is paid for by MnDOT.

Independence Day Parade

Motion by Mosher, second by Lee, and unanimously carried to approve the Annual Independence Day Parade and corresponding road closure(s) on the west end of Otter Tail Lake on Sunday, July 3rd as requested by Karen Zell. This motion is contingent upon approval of the Sheriff's Department, proof of insurance, and that Otter Tail County is held harmless relative to liability.

Final Payments for Remodeling of 505 South Court Building

Motion by Lee, second by Mosher, and unanimously carried to approve Final Payments for completion of the remodeling of the 505 South Court Building as follows:

Contractor	Work Completed	Final Payment Amount
Wahpeton Electric Wahpeton, ND	Project No. 0202-6, Final Payment No. 8 for electrical construction	\$29,351.81
Cooper's Office Supply, Inc Fergus Falls, MN	Project No. 0202-6, Final Payment No. 3 for furnishings	\$6,368.08

**RESOLUTION BY OTTER TAIL COUNTY
PROMOTING THE USE OF INTRASTATE MUTUAL-AID AGREEMENTS
Otter Tail County Resolution No. 2005 – 41**

Commissioner Froemming offered the following and moved its adoption:

WHEREAS, Chapter 12, Section 12.331 allows for Intrastate Mutual Aid, and direct, timely assistance between jurisdictions is critical; and

WHEREAS, the possibility of the occurrence of natural and other disasters of major size and destructiveness exists and is increasing; and

WHEREAS, there is a need to ensure that preparations of Otter Tail County will be adequate to deal with disasters; generally protect the public peace, health, and safety; and preserve the lives and property of the people of the state; and

WHEREAS, it is necessary to provide for the rendering of mutual aid among the political subdivisions of the state and to cooperate with the federal government with respect to carrying out emergency management functions; and

WHEREAS, it is the policy of Minnesota that all emergency response functions of this state be coordinated to the maximum extent with the comparable functions of the state government, including its various departments and agencies, of other states and localities, and of private agencies of every type, to the end that the most effective preparations and uses may be made of the state's labor supply, resources, and facilities for dealing with any disaster that may occur; and

WHEREAS, the director of each local organization for emergency management may, in collaboration with other public and private agencies within this state, develop or cause to be developed mutual-aid arrangements for reciprocal emergency management aid and assistance in an emergency operations plan and, in time of emergency, each local organization for emergency management and its members shall render assistance in accordance with the provisions; and

NOW, THEREFORE, be it resolved that Otter Tail County promotes the efficiency and effectiveness of intrastate mutual aid by designating a County Emergency Services Manager who, exercising discretion and considering the needs of the political subdivision and its inhabitants, to dispatch equipment and personnel as considered necessary if a danger of fire, hazard, casualty, or another similar occurrence exists outside the political subdivision and by its suddenness it would be impractical for the governing body of Otter Tail County itself to authorize the dispatch of equipment and personnel to combat that emergency or disaster.

The above Resolution was seconded by Mosher and was unanimously adopted.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Robert Block, County Board Chair

Attest: _____
Larry Krohn, Clerk

Adjournment

At 2:26 p.m., Chairman Block declared the meeting of the Otter Tail County Board of Commissioners adjourned until Tuesday, June 28, 2005.

Dated: _____ OTTER TAIL COUNTY BOARD OF COMMISSIONERS

By: _____
Robert Block, County Board Chair

Attest: _____
Larry Krohn, Clerk

6/21/2005
12:05:02

OTTER TAIL COUNTY AUDITOR
PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM
WARRANTS FOR PUBLICATION

IFD66
COUNTY 56
PAGE 1

WARRANTS APPROVED ON 6/21/2005 FOR PAYMENT 6/21/2005

VENDOR NAME	AMOUNT
A'VIANDS LLC	5,336.25
AGGREGATE INDUSTRIES INC	10,547.79
ALL CREATURES VET HOSPITAL	213.12
AUTO GLASS SPECIALISTS INC	490.35
AUTO SAFETY SERVICE	87.95
BJORN'S HEATING & AIR CONDITIO	26.11
BOB'S STANDARD BULK SERVICE	78.51
BRANDT LAW OFFICE	1,029.12
BRIGGS CORPORATION	176.80
CENTRAL STATES WIRE PRODUCTS I	2,514.05
CO OP SERVICES INC	119.05
COMMERS	300.21
COOPERS TECHNOLOGY GROUP	468.24
DACOTAH PAPER COMPANY	643.46
DEUCE ELECTRIC LLC	145.68
EAST OTTER TAIL FAIR ASSOC	150.00
ERICKSON ELECTRONICS	181.87
F M FORKLIFT SALES & SERVICE I	443.81
FARNAM'S GENUINE PARTS INC PR	29.15
PASTENAL COMPANY	69.30
FERGUS FALLS NEWSPAPERS INC	117.50
FERGUS WELL COMPANY	620.80
FERRELLGAS	37.81
BARRY FITZGIBBONS	63.52
FOTH & VAN DYKE	11,456.01
G & K SERVICES	2,412.34
GOODIN COMPANY	428.00
GOPHER STATE ONE CALL	37.80
GR GRAPHICS INC ST LOUIS	703.55
CHRISTINE GREENE	7.42
LARRIS GREWE	178.92
WILLIAM GRIFFIN	10.00
GORDON GUGEL	43.98
HALL GMC INC	264.86
HAROLD T SWENSON VFW POST 612	100.00
HEISLER'S COUNTRY OIL	332.40
HENRY'S FOODS INC	581.74
ROOTS SPORTS	880.18
INTERSTATE INC	309.45
JK SPORTS	205.00
KELLY SERVICES INC	404.60
SCOTT KOENNICKE	12.00
L & L SERVICE	39.50
LAKE REGION DENTAL CENTER	737.00
LAKE REGION HEALTHCARE CORP	250.00
LAKELAND MENTAL HEALTH CENTER	2,125.00
LAKES COUNTRY ASSOC OF REALTOR	40.00
LAKES COUNTRY SERVICE CO OP	72.75
LARRY OTT INC TRUCK SERVICE	1,285.00

6/21/2005 12:05:02 OTTER TAIL COUNTY AUDITOR
PANELSON RECEIPTS AND DISBURSEMENTS SYSTEM COUNTY 56 IFD66
WARRANTS FOR PUBLICATION PAGE 2

WARRANTS APPROVED ON 6/21/2005 FOR PAYMENT 6/21/2005

VENDOR NAME	AMOUNT
LAW BULLETIN PUBLISHING COMPAN	220.00
MACAI	160.00
METEORLOGIX	1,800.00
MN POLLUTION CONTROL AGENCY	400.00
NELSON DODGE GMC	302.84
SUSAN NELSON	29.88
NORTH UNION TEXACO	57.03
OFFICE DEPOT	51.61
OLSON-STITZEL AMERICAN LEGION	100.00
OTIS ELEVATOR CO	175.19
OTTER TAIL CO TREASURER	19.50
OTTER TAIL TELCOM	360.00
PAMIDA INC 008	4.68
CITY PELICAN RAPIDS	24.00
PEPSIAMERICAS	328.75
PERHAM ACE HARDWARE	40.46
PERHAM CO OP CREAMERY	31.43
PHELPS FAMILY FORD	798.51
PINE PLAZA TV APPLIANCE & CAMP	140.54
PITNEY BOWES	1,462.25
PREMIUM WATERS INC	17.23
HENRY PRICE	312.31
PRODUCTIVE ALTERNATIVES INC	86.10
QWEST COMMUNICATIONS	150.00
RELIABLE OFFICE SUPPLIES	177.17
ROYAL TIRE INC	67.24
JACK SANDBERG	264.00
SHULTZ TORGERSON ARCHITECTS LT	2,642.25
SIGNWORKS SIGNS & BANNERS	3,172.37
SCHAN SORKNESS	660.00
SOUTHTOWN C-STORE	32.56
STEINS INC	459.98
STEVE'S SANITATION INC	156.78
SWAT MAGAZINE	69.95
SWEENEY BROS TRACTOR CO	67.44
MARCIA THOMPSON	23.33
TOOL CRIB OF THE NORTH	214.57
UNIFORMS UNLIMITED	529.33
UNIVERSITY OF MN	15,281.59
VICTOR LUNDEEN COMPANY	2,530.82
VIKING COCA-COLA	276.25
VIKING OFFICE PRODUCTS	108.78
WEST PAYMENT CENTER	2,138.43
RICHARD WEST	46.25
**** FINAL TOTAL.....	\$82,799.35 ****

Backlot Access Covenant

Owner of Block 2 Lot 1 understands and agrees that Block 2 Lot 1 is a backlot and that no lake access shall be given, sold or transferred to Block 2 Lot 1 from Lots 1, 2, 3, 4 or 5 of Block 1.

Shoreline Vegetation Covenant

Owners of Block 1 Lots 1, 2, 3, 4, and 5 understand that the shoreline in this development contains vegetation that is protected by and subject to restrictions set forth by the Minnesota Department of Natural Resources ("DNR"). Owners of Block 1 Lots 1, 2, 3, 4, and 5 understand and agree that any lake access from Block 1 Lots 1, 2, 3, 4, and 5, or any removal or clearing of any said vegetation protected by and subject to restrictions set forth by the DNR, must be done according to DNR standards and must be approved by the DNR prior to any lake access or removal or clearing of said vegetation.