

Village of Third Lake  
Lakes Commission  
February 22, 2021  
Minutes

**MEETING HELD VIA ZOOM DUE TO COVID-19**

1. Chairman Morthorst called the meeting to order at 7:07 p.m. Village Clerk Smith read the statement regarding Open Meetings Act modifications due to COVID-19.

2. Roll Call

Present: Patt Kure, Rob Rohrer, Matt Hillstrom, Tom Morthorst present.

Absent: Matt DeLacluyse, Mike DeLacluyse and David Von Briesen

Also Present: Michelle Smith, Village Clerk, Ed Semrad Unincorporated Lake County, Jill Rohrer, Village Resident

3. Approval of Minutes January 25, 2021

**Motion by Kure, seconded by Rohrer to approve January 25, 2021 minutes**

**Roll Call Vote:**

**Ayes: Kure, Hillstrom, Rohrer**

**Nays: None**

**Absent: Mike DeLacluyse, Matt DeLacluyse, Von Briesen**

**MOTION CARRIED**

4. Approval of Minutes February 2, 2020

**Motion by Kure, seconded by Rohrer to approve January 25, 2021 minutes**

**Roll Call Vote:**

**Ayes: Kure, Hillstrom, Rohrer**

**Nays: None**

**Absent: Mike DeLacluyse, Matt DeLacluyse, Von Briesen**

**MOTION CARRIED**

5. Open to the Floor

6. Discussion

A. Lakes Ordinance 21-01-01 - See Appendix A for document.

Sect 1A - Matt H asked about paddle board requirements for registration. Ed shared that the paddle board fell under the section with exceptions that do not need to be registered.

The specific wording of - village residents can only get stickers, was addressed. Section G was brought up by Ed. Patt said to leave it and revisit at the end.

Sect 1F - Temporary 3-Day Pass – Rob read this edit. – No comments.

Sect 1G - The paragraph was changed to Lake Sticker Rights.

Sect 3B - Ed asked about location of the yellow flag for Druce Lake. Butch said he went to the Mariners Homeowner's Association meeting and Druce Lake Flag should not be added to the ordinance until Mariners Cove Association approves a flagpole at the Druce Lake Beach. Michelle said the people with boat stickers will be notified via email about any issues that relate to flags being raised, such as algae blooms.

Sect. 3G - Parasailers – Parasailing was removed from approved activities.

Sect 3H - We don't need to have Alcohol levels noted so this section will not have any changes.

Sect. 3J - Content is about boat of lesser power. There were no comments.

Sect 3N - Open Swimmer rules – No material comments.

Sect 3O - The commissioners brought up that the noise can relate to boat engine noise or stereo noise. Druce doesn't have the motor issue but may have the stereo – noise issue.

Sect 3S - Gender of Fisher Person addressed – There were no comments.

Sect. 4A - There was a discussion about the 10' boats and if that was intentional to limit the wave runners as they are often longer than 10'. The sub-committee will look into the boat length limit. Four lift stations per lot were discussed. Matt found that wave runners and other boats that were not intended to be limited by the 10' restriction would be. He understands the intent, but there may be unintended consequences. A max of 4 watercrafts requiring registration is permitted per lot.

Sect 4H - The sub-committee provided 2 options for 4 H. Option 2 was recommended. Option 2 would not allow any additional boats not owned by homeowner to be docked on their boat landings.

Comments on H.

Discussion on the 2 sections. Questions were asked about grandchildren and it was left as just the family members listed in the suggested document.

Discussion on State registration – The village sticker would be registered to allow them to dock at the lake homeowner's address. The state registration is going to be in the boat owner's name. The confusion is having registration requirements

for homeowners registering their boats versus a boat being registered and then being docked at a dock that is not owned by the boat owner.

**Motion by Kure, seconded by Rohrer to recommend option 2 to be submitted the Village Board**

A brief discussion covered the provision to allow a resident or individual in Unincorporated Lake County as listed in section one G, to continue docking only for those people who docked in 2020 to be that extra boat, within the specified parameters of the edits submitted by the sub-committee.

**Roll Call Vote:**

**Ayes: Kure, Hillstrom, Rohrer**

**Nays: None**

**Absent: Mike DeLacluyse, Matt DeLacluyse, Von Briesen**

**MOTION CARRIED**

Sect 1C - Discussion was covered regarding registration of watercrafts for village residents and unincorporated Lake County Residents being possibility in conflict. There was clarification made on wording for who can apply for registration.

Ed would like to be sure there are not places with the word Third Lake alone when it should say Lakes or Druce and Third Lake.

- B. Tom discussed the desire to improve communication with Lakes and Board – A Lakes commissioner or a verbal report will be sent to Board.

Butch stated that the Board will consider Lakes Commission suggestions after the boating season.

**Motion by Kure, seconded by Hillstrom to accept the suggestions to the ordinances as a result of this meeting along with any changes to be sure both lakes, Third and Druce are mentioned if needed.**

**Roll Call Vote:**

**Ayes: Kure, Hillstrom, Rohrer**

**Nays: None**

**Absent: Mike DeLacluyse, Matt DeLacluyse, Von Briesen**

**MOTION CARRIED**

- C: Fish Stocking:

Tom would like to use the IDNR fish survey from last summers as a guide. The absence of weeds/habitat for the fish was the concern to the IDNR. Tom talked about creating a Walleye habitat.

McCloud reached out to village to quote fish and lakes management. Currently the Village is using Clarke (weed management) and Richmond Fishery (Fish Stocking).

Tom would like to discuss the fish options and quantities with Keystone. The order needs to be placed and the fish stocked in April. The stocking budget is \$10,000 for spring and fall. Tom said the survey and fishermen say there is enough bass. Tom wants Matt to look at the surveys and give him feedback.

**Motion by Hillstrom, seconded by Kure to allow Tom to look into the fish stocking recommendations from Keystone Hatchery. He will have \$10,000 in budget to cover both spring and fall.**

**Roll Call Vote:**

**Ayes: Kure, Hillstrom, Rohrer**

**Nays: None**

**Absent: Mike DeLacluyse, Matt DeLacluyse, Von Briesen**

**MOTION CARRIED**

Tom requested that weed remediation be placed on the March agenda.

7. Open to the Floor:

Ed stated that Clark is spot destroying invasive weeds and questioned if we should look for a second opinion on weeds since the weeds have decreased. Tom has spoken with the Lake County Health Department and they have made a non-firm commitment to look at the weeds on the lakes.

8. Adjournment

**Motion by Kure, seconded by Rohrer to adjourn at 8:52 P.M.**

**Roll Call Vote:**

**Ayes: Kure, Hillstrom, Rohrer**

**Nays: None**

**Absent: Mike DeLacluyse, Matt DeLacluyse, Von Briesen**

**MOTION CARRIED**

Respectfully submitted,



Michelle Smith  
Village Clerk

Appendix A

## Rob + Patt's Lake's Ordinance Suggestions for 2/22/21

<Ordinance pg 1>

### SECTION ONE: Registration.

A. Registration required. Any recreational watercraft requiring registration with the ~~State of~~ Illinois Department of Natural Resources (IDNR) which is used on any waters within the jurisdiction of the Village must be registered with the Village. Village registration stickers must be applied to the craft's bow, starboard side, at the top of the hull and in plain view. All such watercraft must also be currently registered with the State of Illinois pursuant to the Boat Registration and Safety Act (625 ILCS 45/1-1, et seq.; the "Act"), as amended from time to time. All watercraft larger than 10' in length shall be registered with the Village even if not required to be registered with IDNR except for the exemptions listed in Subsection B. Watercraft docked ~~moored~~ at a water landing place ~~with or without a motor or propulsion device~~, operable or inoperable for any period of time shall be considered subject to registration.

<Ordinance pg 2>

C. Annual Registration. The registration year shall be from April 1st through March 31st of each calendar year. Prior to the launching of any watercraft subject to the registration requirement of this ordinance, a registration sticker must first be obtained from the Village. In addition, a boat launch gate key shall be obtained, if needed. To register a watercraft, the village resident must provide the required state registration proving ownership ~~Proof of ownership and state registration~~, if state registration is required by the IDNR, ~~must be provided~~. Boat launch keys and registration stickers are non transferable. The registration fee, set forth below, is not subject to proration.

~~D. Temporary pass. Residents may also purchase a temporary sticker, which shall be valid for three (3) consecutive calendar days. If the resident thereafter purchases an annual registration sticker, the fee for the temporary sticker shall be applied against the fee for the annual registration. (See subsection F below).~~

<This section "F" will need to be re-lettered due to "D" above being deleted>

F. ~~Non-Resident Temporary 3-Day Pass Fee.~~ Residents or ~~Non-resident guest passes may be purchased~~ may purchase a temporary pass for a consecutive three (3) calendar day period for \$55.00. If a boat launch key is needed, a \$100.00 refundable deposit shall be paid with cash, money order or certified check at the time of registration. The boat launch key shall be returned on the first day that Village Hall is open following the expiration of the consecutive three (3) calendar day period. Said deposit shall be refunded upon the return of the boat launch key. Failure to return the boat launch key by the required time shall result in a forfeiture of the deposit. If the Temporary 3-Day Pass is purchased for a resident who thereafter purchases an annual registration sticker, the fee for the Temporary 3-Day Pass shall be applied against the fee for the annual registration.

G. Communities with lake sticker ~~resident~~ rights. Unincorporated Lake County Residents who have residential addresses on the streets listed below who use watercraft on Third Lake Village regulated waters are required to purchase village stickers to use the lakes. ~~Individuals that have a residential address on the streets listed below are subject to all resident rules and granted all resident privileges in regard to lake usage and fees.~~

<Ordinance pg 3>

**SECTION THREE: Lake Usage/Safety Rules**

B. Flag communication. "No wake" on entire lake when the red flag is displayed at the dam, Village boat Launch and Mariner's Cove boat launch. A safety yellow flag flown at these locations, and the Druce Lake beach, is used to advise residents of a special message via Village Website at Thirdlakevillage.com

<Ordinance pg 4>

G. Overloading. No motorboat may be loaded with passengers or cargo beyond its safe carrying capacity taking into consideration weather and other existing operating conditions. Water skiers, tubers, ~~parasiters~~, or other persons towed by the motorboat shall be considered part of the total number of passengers and cargo allowed by a watercraft's capacity plate for the purpose of determining a motorboat's carrying capacity.

H. Incapacity of operator. The owner of any motorboat or any person having such in charge or in control shall not authorize or knowingly permit the same to be operated by any person who by reason of physical or mental disability is incapable of operating such motorboat under the prevailing circumstances.

<Ordinance pg 5>

J. Traffic Rules. When two boats are approaching each other "head on" or nearly so (so as to involve risk of collision), each boat must bear to the right and pass the other boat on its left side. When boats approach each other obliquely or at right angles, the boat approaching on the right side has the right of way. One boat may overtake another on either side but must grant right of way to the overtaken boat. When a motorboat is approaching a boat propelled solely by sails or oars or a boat of lesser power, the motorboat must yield the right of way to the sailboat or rowboat or boat of lesser power except, when a large craft is navigating in a confined channel, the large craft has the right of way over a boat propelled solely by oars or sails or boat of lesser power.

<Ordinance pg 6>

N. (last sentence) Open water distance swimmers must wear a high visibility cap or tow a high visibility float or be accompanied by an escort watercraft within 50 feet of the swimmers..

O. Noise Limitation. No person may operate a watercraft on a ~~Third Lake~~ in a manner to exceed a noise level of 75 decibels measured as specified in the Society of Automotive Engineers in its procedure J1970 from any point on the shoreline, or from any point on the water within twenty feet (20') of the shoreline of the lake.

<Ordinance pg 7>

S. Catch and Release Required. Anyone fishing ~~All fishermen~~ shall practice catch and release of game fish on both Druce and Third Lakes from April 1st to June 15th of each year. For purposes of this Ordinance, "game fish" are defined as small and large mouth bass, northern pike and walleye.



## SECTION FOUR: Water Landing Places and Lift Stations

A. Limit Per Lot. Not more than one water-landing place shall be appended to any zoning lot. Four lift stations are permitted per lot; provided, however, that no more than two lift stations may be used for boats longer than ten feet (10'). A maximum of four watercraft, that require registration, are permitted per lot.

<Ordinance pg 8>

### **Option 1 for Section 4 H (This is the less-preferable option-includes additional family member watercraft)**

H. Limitation on Ownership. Only the owners of lots that abut a ~~the lake~~ or Village lake buffer zone may have a water-landing place and/or a raft ~~shore watercraft~~. Only watercraft registered to the lakefront property owner's address ~~property owner~~ and displaying a current village sticker, or a watercraft with a Temporary 3-Day Pass ~~and has permission from the property owner (including property owners with temporary permits)~~ may be docked overnight at the property owner's water landing place. Non-residents ~~Visitors~~ with a Temporary 3-Day pass~~es~~ must have permission of the property owner to dock their watercraft on the resident water-landing place ~~or shore watercraft~~. Upon request from and with permission of the lakefront property owner, one additional watercraft displaying a current village sticker (to a maximum of 4 watercraft per property, see Section 4 A) is permitted to be docked. This additional watercraft must be owned by an immediate family member\* and proof of relation shall be provided. Non-lakefront residents, who had a watercraft docked at a lakefront property owner's water landing place in 2020 can, with permission of the lakefront property owner, continue to dock there until either the non-lakefront property owner, or the lakefront property owner, discontinue their Third Lake residence. ~~Upon request from, and with expressed permission of the property owner, one additional watercraft, registered with a Village sticker under the property owner's address, is permitted and can be docked on the resident water-landing place or shore watercraft. The Illinois state registration of this watercraft need not be in the name of the property owner. Under no circumstances may lakefront property owners accept monetary or material remuneration for permitting docking.~~

\*Immediate family member of lakefront property owners include:

1. Parents
2. Children
3. Brothers
4. Sisters

### **Option 2 for Section 4 H (This is the more preferable option-no additional non-lakefront watercraft docking except grandfathered)**

H. Limitation on Ownership. Only the owners of lots that abut a ~~the lake~~ or Village lake buffer zone may have a water-landing place and/or a raft ~~shore watercraft~~. Only watercraft registered to the lakefront property owner's address ~~property owner~~ and displaying a current village sticker, or a watercraft with a Temporary 3-Day Pass ~~and has permission from the property owner (including property owners with temporary permits)~~ may be docked overnight at the property owner's water landing place.. Visitors with a Ttemporary 3-Day pass~~es~~ must have permission of

the property owner to dock their watercraft on the resident water-landing place ~~or shore~~  
~~watercraft~~. Non-lakefront residents who had a watercraft docked at a lakefront property owner's  
water landing place in 2020 can, with permission of the lakefront property owner, continue to  
dock there until either the non-lakefront property owner, or the lakefront property owner,  
discontinue their Third Lake residence. ~~Upon request from, and with expressed permission of~~  
~~the property owner, one additional watercraft, registered with a Village sticker under the property~~  
~~owner's address, is permitted and can be docked on the resident water-landing place or shore~~  
~~watercraft. The Illinois state registration of this watercraft need not be in the name of the~~  
~~property owner.~~