



# Big Bear Municipal Water District

## Lake Management

### Board of Directors

Steve Ludecke – Division 1  
Bob Reh fuss – Division 2  
Craig Brewster – Division 3  
Mark Lee – Division 4  
Tom Bradford – Division 5

## *NOTICE OF REGULAR BOARD MEETING* *March 21, 2024* *A G E N D A*

**Place:** Big Bear Municipal Water District  
40524 Lakeview Drive, Big Bear Lake, CA 92315

Next Resolution Number: 2024-03

**OPEN SESSION: 1:00 P.M.**

**1. CALL TO ORDER**

**2. PLEDGE OF ALLEGIANCE**

**3. PUBLIC FORUM**

(The Board will receive comments from the public on items not on the agenda; no action is permitted on these items. Time set aside not to exceed 30 minutes total by all participants)

**4. REPORTS**

- A. Interim General Manager
- B. Chief Operations Officer
- C. Committee- the following committee met since the last regular Board meeting:  
Operations

**5. CONSENT CALENDAR**

- A. Minutes of a Regular Meeting on March 7, 2024.
- B. Warrant list dated 3/19/2024 in the amount of \$52,424.86.

**6. BUSINESS**

- A. **Public Hearing for Ordinance #51 regarding language updates & dock related terms to be consistent with newly passed Resolutions 2024-01 & 2024-02.**
  - 1. Open Public Hearing;
  - 2. Staff Presentation;
  - 3. Written Public Communication;
  - 4. Oral Public Comment;
  - 5. Board Discussion/Comments;
  - 6. Close Public Hearing;
  - 7. Consider approving Ordinance #51 District Rule and Regulation

- B. Appeal of special conditions for dock number 223
- C. Appeal of special conditions for dock numbers 224, 225, 226

**7. CLOSED SESSION**

**A. PUBLIC EMPLOYEE APPOINTMENT**

Discussion of employee pursuant to government code 54957(b): Title: General Manager

**8. ITEMS REMOVED FROM CONSENT AND PLACED ON BUSINESS**

**9. ANNOUNCEMENTS**

**10. DIRECTOR COMMENTS**

**11. ADJOURNMENT**

**NEXT MEETING:** Open Session at 1:00 P.M.  
Thursday, April 4, 2024  
40524 Lakeview Drive  
Big Bear Lake, CA 92315

**PLEASE NOTE:**

Agenda related writings or documents provided to the Board of Directors are available for public inspection at [www.bbmwd.com](http://www.bbmwd.com) or in the District office during business hours, 8:00 am – 4:30 pm Monday – Friday.

Five (5) minutes may be allotted to each speaker for an item on the agenda and three (3) minutes may be allotted to each speaker for an item that is not on the agenda up to a maximum of thirty minutes for each subject matter. A speaker who utilizes a translator, except if the speaker uses simultaneous translation equipment, shall receive twice the time allotted for a speaker that does not utilize a translator. (Cal. Gov. Code § 54954.3.)

No disruptive conduct shall be permitted at any Board meeting. Persistence in boisterous or disruptive conduct (including but not limited to what the general public would consider profane, explicit, or obscene language) shall be grounds for a summary termination, by the President, of that person's privilege to address the Board and the President may take such other actions in accordance with the Brown Act including, but not limited to, clearing the room of those willfully interrupting the meeting. (Cal. Gov. Code § 54957.9)

Individuals should contact the General Manager or designee if he/she requires disability-related accommodation or modifications, including auxiliary aids and services, in order to participate in the Board meeting. (Government Code 54954.2)

***MINUTES OF A REGULAR MEETING OF  
BIG BEAR MUNICIPAL WATER DISTRICT  
HELD ON THURSDAY, March 7, 2024***

**1. OPEN SESSION**

President Ludecke opened the regularly scheduled Board meeting at 1:00 PM at the Big Bear Municipal Water District located at 40524 Lakeview Drive, Big Bear Lake, CA 92315 on Thursday February 1, 2024.

**BOARD MEMBERS PRESENT:**

Steve Ludecke, President  
Craig Brewster, Vice President  
Mark Lee, Director

**2. PLEDGE OF ALLEGIANCE**

Ryan Goss

**3. PUBLIC FORUM**

No comments from the public in attendance.

**4. REPORTS**

**A.** Interim General Manager, Brittany Lamson, started off her report by introducing the new Facility Manager, Jim Cummings. He has been with the District since February 20, 2024 and has been a great fit. Attended a special BBARWA meeting, they were reviewing their budget which included the rate increase for the Replenish Big Bear project. There was some opposition from the public about the pricing. There seemed to be a lot of miseducation still about the project in general. I also attended the regular CSD meeting on Monday and they also had opposition to the project. The Board was considering a revision to the resolution they have regarding an agreement with BBARWA, who processes their solid waste. In short, the Board needed to approve the resolution which would commit to not building a facility to process their own waste and would continue to be a customer of BBARWA. This language change was needed for BBARWA to qualify for a WIFIA loan for the Replenish project. Their Board voted against the resolution change. This leaves many questions for the future of the project.

Lastly, attended the Santa Ana River Science & Conservation Symposium which was filled with field experts and current projects being done around the whole watershed. A PowerPoint presentation was given by Ms. Lamson regarding topics at the event.

**B.** Chief Operations Officer, Mike Stephenson, reported on Feb 1, lake level was 8.14 down from full, 2500 surface acres of water, we have come up almost 2 feet. That is 92 acres of surface increase. Last year at this time, our highest level was 6.01 feet down from full. Might be about another 1,200 acres feet in the shed. Good chance we will exceed our starting level from last year.

**C.** Ludecke spoke for the budget and finance committee, everything is all under budget, so looking good. Brewster spoke about some events coming out on Labor Day. We are going to try to coordinate with the drone show.

**5. CONSENT CALENDAR**

- A. Minutes of a Regular Meeting on February 1, 2024.
- B. Warrant list dated 3/1/2024 in the amount of \$98,228.59
- C. New Exchangeable Bed Dump Truck purchase not to exceed \$165,086.66.
- D. New Event Application for "Be the Magic Boat Parade of Lights".

**Discussion:**

No comments were made.

With a motion made by Director Brewster, and seconded by Director Lee, the consent calendar was approved unanimously:

AYES: Ludecke, Brewster, Lee

NO:

ABSTAIN:

**6. BUSINESS**

**A. Administrative Committee (Directors Ludecke and Brewster) recommend full Board approval of the GEI proposal for the Big Bear Lake Maintenance and Improvement Program Environmental Impact Report and Permitting Strategy not to exceed \$370,936 which includes three optional tasks.**

**Discussion:**

No comments were made.

With a motion made by Director Brewster, and seconded by Director Lee, the proposal for the Big Bear Lake Maintenance and Improvement Program Environmental Impact Report and Permitting Strategy not to exceed \$370,936 was approved unanimously:

AYES: Ludecke, Brewster, Lee

NO:

ABSTAIN:

**B. Full Board to discuss and possibly approve a new radio company, Mobile Relay Associates, not to exceed a purchase price of \$17,712.10.**

**Discussion:**

The Board discussed including the functionality for the radios to be used in all of California at an additional cost.

With a motion made by Director Brewster, and seconded by Director Lee, the purchase of a new radio system through Mobile Relay Associates not to exceed \$17,712.10 was approved unanimously:

AYES: Ludecke, Brewster, Lee

NO:

ABSTAIN:

C. Operations Committee (Directors Brewster & Lee (alt)) recommend the New Event Application for "LakeFest" for full Board approval.

**Discussion:**

No comments were made.

With a motion made by Director Brewster, and seconded by Director Lee, the LakeFest event was approved unanimously:

AYES: Ludecke, Brewster, Lee

NO:

ABSTAIN:

**7. ITEMS REMOVED FROM CONSENT CALENDAR**

N/A

**8. ANNOUNCEMENTS**

**9. DIRECTOR COMMENTS**

No comments

**10. ADJOURN**

There being no further business, the meeting was adjourned at 1:56 PM.

**DATE AND TIME OF NEXT MEETING**

Date: March 21, 2024

Location: 40524 Lakeview Drive  
Big Bear Lake, CA 92315

Time: 1:00 PM

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Brittany Lamson, Interim General Manager  
Secretary to the Board of Directors of  
Big Bear Municipal Water District

[SEAL]

9:38 AM

03/18/24

## Big Bear MWD Warrant List Detail March 2 - 19, 2024

Num	Type	Date	Name	Account	Paid Amount
<b>161239</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>ADT COMMERCIAL</b>	<b>1001-01 · Accounts Payable</b>	
153991...	Bill	02/21/2024		5640-02 · WATER-Dam Maintenance	-108.00
153991...	Bill	02/21/2024		5630-43 · OPS-Bldg/Fac Mtn/Rep-WEST RAMP	-108.00
153991...	Bill	02/21/2024		5630-42 · OPS-Bldg/Fac Mtn/Rep-EAST RAMP	-182.00
153991...	Bill	02/21/2024		5630-10 · ADMIN-Bldg/Facility Maint/Rep	-255.00
TOTAL					-653.00
<b>161240</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>AIRWAVE COMMUNICATION ENT.</b>	<b>1001-01 · Accounts Payable</b>	
12148	Bill	02/26/2024		5506-41 · OPS-Radio Service Contract	-580.00
TOTAL					-580.00
<b>161241</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>ALESHIRE &amp; WYNDER LLP</b>	<b>1001-01 · Accounts Payable</b>	
84905	Bill	03/01/2024		5520-01 · ADMIN-District Counsel	-530.80
TOTAL					-530.80
<b>161227</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>AMAZON CAPITAL SERVICES</b>	<b>1001-01 · Accounts Payable</b>	
1TL3-Q...	Bill	02/20/2024		5503-01 · ADMIN-Office Supplies-Office	-76.44
1WQT-...	Bill	02/21/2024		5503-01 · ADMIN-Office Supplies-Office	-190.16
1L36-V...	Bill	02/24/2024		5503-01 · ADMIN-Office Supplies-Office	-34.44
16RH-M...	Bill	02/24/2024		5650-02 · WATER-Watershed Mgt Equip&Maint	-66.47
TOTAL					-367.51
<b>161228</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>ATWELL SHAWN (REIMBURSE)</b>	<b>1001-01 · Accounts Payable</b>	
2/28/20...	Bill	03/01/2024		5505-09 · ADMIN-Phone-Employee Reimb	-50.00
TOTAL					-50.00
<b>161229</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>BEST BEST &amp; KRIEGER LLP</b>	<b>1001-01 · Accounts Payable</b>	
989350	Bill	03/05/2024		5520-01 · ADMIN-District Counsel	-2,226.69
TOTAL					-2,226.69
<b>161242</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>BIG BEAR DISPOSAL</b>	<b>1001-01 · Accounts Payable</b>	
000009...	Bill	03/01/2024		5507-41 · OPS-Utilities-Main Office	-345.70
TOTAL					-345.70
<b>161243</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>BUTCHER'S BLOCK AND BUILDING ...</b>	<b>1001-01 · Accounts Payable</b>	
2402-98...	Bill	02/21/2024		5630-30 · MAINT-Bldg/Facility Maint/Rep	-83.57
2402-98...	Bill	02/21/2024		5630-30 · MAINT-Bldg/Facility Maint/Rep	-40.43
2402-98...	Bill	02/29/2024		5631-02 · OPS-Quagga Prevention Equip	-50.48
2403-99...	Bill	03/05/2024		5580-41 · OPS-Boat Maintenance-Patrol	-28.82
				5630-35 · MAINT-Bldg/Facility/Maint-Buoys	-28.82
2403-99...	Bill	03/06/2024		5580-42 · OPS-Boat Maintenance-Work	-24.72
2403-99...	Bill	03/13/2024		5630-31 · MAINT-Bldg/Facil Maint/Rep-Shop	-20.24
TOTAL					-277.08
<b>EFT</b>	<b>Bill Pmt -Check</b>	<b>03/12/2024</b>	<b>BVE (EFT)</b>	<b>1001-01 · Accounts Payable</b>	
022320...	Bill	02/23/2024		5507-43 · OPS-Utilities-Ramps	-73.58
022320...	Bill	02/23/2024		5507-22 · WATER-Utilities-Dam	-494.04
022320...	Bill	02/23/2024		5507-21 · WATER-Utilities-Aerator	-328.94
022720...	Bill	02/27/2024		5507-22 · WATER-Utilities-Dam	-70.90
022720...	Bill	02/27/2024		5507-43 · OPS-Utilities-Ramps	-88.32
TOTAL					-1,055.78
<b>161244</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>CAPITAL ONE PUBLIC FUNDING</b>	<b>1001-01 · Accounts Payable</b>	

9:38 AM

03/18/24

# Big Bear MWD Warrant List Detail March 2 - 19, 2024

Num	Type	Date	Name	Account	Paid Amount
001268...	Bill	03/12/2024		5760-00 · Interest Expense	-27,255.00
TOTAL					-27,255.00
<b>161245</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>CASH PETTY CASH</b>	<b>1001-01 · Accounts Payable</b>	
03142024	Bill	03/14/2024		5510-10 · ADMIN-Celebrations	-4.49
				5503-01 · ADMIN-Office Supplies-Office	-27.98
				5600-31 · MAINT-Vehicle Maint-ON ROAD	-23.68
				5510-10 · ADMIN-Celebrations	-12.48
				5510-07 · ADMIN-Empl Recognition-Winter	-13.57
				5510-46 · ADMIN -Public Info Emp Wellness	-6.99
TOTAL					-89.19
<b>161246</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>DIY HOME CENTER</b>	<b>1001-01 · Accounts Payable</b>	
29159	Bill	03/06/2024		5543-30 · MAINT-Small Tools/Tool Supplies	-8.04
29234	Bill	03/11/2024		5630-31 · MAINT-Bldg/Facil Maint/Rep-Shop	-54.31
TOTAL					-62.35
<b>161230</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>EVENSON DON (REIMBURSE)</b>	<b>1001-01 · Accounts Payable</b>	
022424 ...	Bill	02/24/2024		5560-21 · WATER-Watermaster Report	-205.10
TOTAL					-205.10
<b>161231</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>GALLS LLC</b>	<b>1001-01 · Accounts Payable</b>	
027140...	Bill	02/20/2024		5541-42 · OPS-Uniform/Sm Equip Seas Empl	-438.22
027205...	Bill	02/27/2024		5541-42 · OPS-Uniform/Sm Equip Seas Empl	-124.76
TOTAL					-562.98
<b>161247</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>GEI CONSULTANTS INC</b>	<b>1001-01 · Accounts Payable</b>	
3149328	Bill	03/11/2024		6100-02 · Dam Repair- Sluice Gates	-11,069.25
TOTAL					-11,069.25
<b>161232</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>GNXCOR USA INC</b>	<b>1001-01 · Accounts Payable</b>	
6017849	Bill	02/29/2024		5509-03 · ADMIN-Memberships-Subscriptions	-2,359.18
TOTAL					-2,359.18
<b>161248</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>GRAINGER</b>	<b>1001-01 · Accounts Payable</b>	
903857...	Bill	03/01/2024		5580-42 · OPS-Boat Maintenance-Work	-18.34
TOTAL					-18.34
<b>161233</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>HELMUTS MARINE SERVICES</b>	<b>1001-01 · Accounts Payable</b>	
202403...	Bill	03/01/2024		5580-42 · OPS-Boat Maintenance-Work	-691.07
TOTAL					-691.07
<b>161234</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>HOOVER BEN (REIMBURSE)</b>	<b>1001-01 · Accounts Payable</b>	
03/22/2...	Bill	03/06/2024		5505-09 · ADMIN-Phone-Employee Reimb	-50.00
TOTAL					-50.00
<b>161249</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>LAMSON BRITTANY (REIMBURSE)</b>	<b>1001-01 · Accounts Payable</b>	
3/15/24 ...	Bill	03/12/2024		5505-09 · ADMIN-Phone-Employee Reimb	-50.00
TOTAL					-50.00

## Big Bear MWD Warrant List Detail March 2 - 19, 2024

Num	Type	Date	Name	Account	Paid Amount
<b>161238</b>	<b>Bill Pmt -Check</b>	<b>03/11/2024</b>	<b>LAST CHANCE PERFORMANCE MA...</b>	<b>1001-01 · Accounts Payable</b>	
03112024	Bill	03/11/2024		5580-41 · OPS-Boat Maintenance-Patrol	-2,718.75
TOTAL					-2,718.75
<b>161250</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>MCMASTER-CARR</b>	<b>1001-01 · Accounts Payable</b>	
22879110	Bill	02/28/2024		5631-02 · OPS-Quagga Prevention Equip	-59.90
TOTAL					-59.90
<b>161235</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>NAPA AUTO PARTS</b>	<b>1001-01 · Accounts Payable</b>	
623005	Bill	02/27/2024	NAPA AUTO PARTS	2200-00 · Accounts Payable Liability 5580-42 · OPS-Boat Maintenance-Work	0.94 -46.09
TOTAL					-45.15
<b>161251</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>NAPA AUTO PARTS</b>	<b>1001-01 · Accounts Payable</b>	
622625	Bill	02/20/2024		5600-31 · MAINT-Vehicle Maint-ON ROAD	-32.26
TOTAL					-32.26
<b>161236</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>PAPPAS DREW (REIMBURSE)</b>	<b>1001-01 · Accounts Payable</b>	
03/01/2...	Bill	03/06/2024		5505-09 · ADMIN-Phone-Employee Reimb	-50.00
TOTAL					-50.00
<b>161252</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>PARRINGTON TREVOR (REIMBURSE)</b>	<b>1001-01 · Accounts Payable</b>	
PC832 ...	Bill	03/13/2024		5570-40 · OPS-Osha/Training/Supplies	-240.00
TOTAL					-240.00
<b>161253</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>PATTON SALES CORP</b>	<b>1001-01 · Accounts Payable</b>	
4781550	Bill	03/06/2024		5580-42 · OPS-Boat Maintenance-Work	-374.56
TOTAL					-374.56
<b>161254</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>SCHERMER MICHAEL (REIMBURSE)</b>	<b>1001-01 · Accounts Payable</b>	
3/22/24 ...	Bill	03/12/2024		5505-09 · ADMIN-Phone-Employee Reimb	-50.00
TOTAL					-50.00
<b>161255</b>	<b>Bill Pmt -Check</b>	<b>03/14/2024</b>	<b>TAYLOR JON (REIMBURSE)</b>	<b>1001-01 · Accounts Payable</b>	
PC832 ...	Bill	03/13/2024		5570-40 · OPS-Osha/Training/Supplies	-240.00
TOTAL					-240.00
<b>161237</b>	<b>Bill Pmt -Check</b>	<b>03/07/2024</b>	<b>VOICE CARRIER</b>	<b>1001-01 · Accounts Payable</b>	
IN25756	Bill	03/02/2024		5505-01 · ADMIN-Phones Local/Hardware/Rep	-115.22
TOTAL					-115.22



**BIG BEAR MUNICIPAL WATER DISTRICT  
REPORT TO BOARD OF DIRECTORS**

**MEETING DATE:** March 21, 2024

**AGENDA ITEM:** 6A

**SUBJECT:**

**PUBLIC HEARING FOR ORDINANCE #51 REGARDING LANGUAGE UPDATES & DOCK RELATED TERMS TO BE CONSISTENT WITH NEWLY PASSED RESOLUTIONS 2024-01 & 2024-02.**

**RECOMMENDATION:**

Full Board to consider Ordinance #51. This updates policy and language to make them relevant to our current operation.

**DISCUSSION/FINDINGS:**

This public hearing has been advertised in the local paper on February 8, 2024, February 15, 2024, and February 22, 2024. Ordinance #49 (proposed Ordinance #51) had to be updated to include revised language to reflect changes in the approved Resolutions 2024-01 & 2024-02 and update language regarding the California Boater Card.

**OTHER AGENCY INVOLVEMENT:** None

**FINANCING:** Payroll

**Submitted by:** Brittany Lamson, Interim General Manager

ORDINANCE NO. 51  
AN ORDINANCE OF THE BOARD OF DIRECTORS OF BIG BEAR MUNICIPAL WATER  
DISTRICT ADOPTING DISTRICT OPERATIONS CODE AND REPEALING ORDINANCE NO.  
49

THE BOARD OF DIRECTORS OF BIG BEAR MUNICIPAL WATER DISTRICT ORDAINS as follows:

**1. Purpose and Scope.**

This ordinance repeals Ordinance No. 49 in its entirety.

**2. Replacement Ordinance.**

This ordinance shall be known as the "Big Bear Municipal Water District's Operations Code" (code) and shall read as follows:

**TITLE 1. GENERAL**

**Section 1-1.101. Purpose and Scope.**

This Ordinance regulates District operations and the use of Big Bear Lake. These rules and regulations may be referred to as the "Operations Code." Except as permitted by law, nothing contained herein shall affect rights which have been vested.

**Section 1-1.102. Authority.**

This Code is adopted under the authority of the Municipal Water District Law of 1911 as set forth in Division 20 (commencing with §71000) of the Water Code and §§71610, 71660 and 71661 thereof.

**Section 1-1.103. Definitions.**

Unless otherwise apparent from context, the following terms are defined for the purposes of this Code:

- **"Board"** is the Board of Directors of the District.
- **"Commercial activity"** is activities involving use of the Lake and Shorezone below the high water elevation for gain or profit.
- **"Commercial Boat Landing"** is the seventeen (17) commercial marina operations permitted by the District's predecessor in interest, Bear Valley Mutual Water Company, and assigned to the District pursuant to the judgment entered in the case known as Big Bear Municipal Water District v. North Fork Water company, et al, Case No. SCV65493 ("1977 Judgment").
- **"Dam"** is Bear Valley Dam.
- **"District"** is the Big Bear Municipal Water District.

- **"Dock"** is a floating structure that provides pedestrian access to the Lake and wet storage of a vessel.
- **"Dredge" or "dredging"** is the removal of earth, vegetation or other organic or inorganic materials from the Shorezone.
- **"E-Foil Board"** an electric powered board equipped with a mast and wing.
- **"Fill" or "filling"** is the deposit of earth, vegetation or other organic or inorganic materials in or upon the Shorezone.
- **"High Water Elevation"** is a contour line within Bear Valley at the Dam spillway of 6743.2' elevation (NGVD-29).
- **"Kite boarding"** is water skiing with the aid of an aerial device.
- **"Lake"** is Big Bear Lake.
- **"Mooring Buoy"** is a buoy anchored to the Lake bottom for the express purpose of securing a vessel, in compliance with California Boating law.
- **"Park Ranger"** is officers and employees of the District authorized to ensure compliance with the provisions of all laws, ordinances and regulations in effect on the waters of the Lake and District properties.
- **"Personal Water Craft" or "PWC"** is recreational watercraft that are powered by jet pumps, not propellers, where the riders stand, kneel, or sit on, rather than inside the vessel.
- **"Radio-Controlled Vessel (RC Boat)"** is an unmanned boat or ship model- unable to hold any passengers- controlled remotely with radio control equipment.
- **"Safety boom line"** is the floating barrier located approximately 500 feet east of the Dam to restrict boating access.
- **"Shorezone"** is all lands within the reservoir area created by the Dam and lying below high water elevation, i.e., 6,743.2 feet NGVD-29.
- **"Vessel" or "boat"** is every description of water craft, including non-displacement craft and seaplanes, used or capable of being used as a means of transportation on water.
- **"Vessel associated equipment"** is equipment needed or useful to the full enjoyment of a vessel.

**Section 1-1.104. Fees.**

- (a) When this Code provides for the issuance of a permit or license, the Board may establish a fee by resolution. The permit or license fee may include: an application fee, issuance fee, services fee and/or annual inspection fee. The amount of the fee shall not exceed the cost of providing the service for which the fee is charged.
- (b) Application fees shall be paid when the application is submitted. Other fees shall be paid after approved but before issuance.
- (c) Fees not paid when due are delinquent. The Board may provide for delinquency charges by resolution.

**Section 1-1.105. Appeals & Hearings.**

- (a) Whenever any provision of this Code provides for an appeal of a decision made by the District staff, the appeal shall be commenced and conducted as provided in this Section.
- (b) Any person appealing a decision shall do so by filing a written request with the Secretary setting forth the decision and the grounds for appeal. The appeal shall be filed with the Secretary within 30 days after the applicant is notified of the decision.
- (c) Appeals from a decision by any other officer or employee shall be considered by the General Manager whose decision shall be final. Appeals from a decision by the General Manager shall be considered by the Board whose decision shall be final.
- (d) If the Secretary determines that the request for hearing does not comply with this Section, the request for hearing shall be returned to the applicant within 5 days of receipt with a statement describing the deficiency. If the Secretary determines that the request for hearing complies with this Section, the Secretary shall set the matter for hearing at least 10 days but not more than thirty (30) days after receipt of the request for hearing. (The applicant shall be mailed a written notice at least ten (10) days prior to the hearing.)
- (e) At the time and place set for the hearing, the General Manager or Board, as the case may be, shall consider the oral and/or documentary evidence presented by the applicant and by the staff or General Manager, as the case may be. The hearing shall be conducted, as far as practicable, in accordance with the California Administrative Procedures Act as set forth in Division 3 (commencing with §11500) of the Government Code.

**Section 1-1.106. Violations.**

- (a) Violation of this Code constitutes an infraction punishable by a fine of not to exceed \$100.00 for the first offense, by a fine of not to exceed \$200.00 for the second offense within 12 months, and by a fine of not to exceed \$500.00 for the third and subsequent offense within 12 months.
- (b) Violation of this Code also constitutes a public nuisance.
- (c) Violation of this Code is also grounds for revocation of entitlement for use of the Lake issued by the District.

**TITLE 2. LAKE OPERATIONS  
CHAPTER 1. USE OF LAKE**

**Section 2-1.101. Purpose.**

This chapter regulates the use of the Lake.

**Section 2-1.102. Lake Use Permit Required.**

Except boats operated or rented by owners of commercial boat landing licenses or their concessionaires, no person shall launch, use, operate or moor a vessel on the Lake without a valid Lake Use Permit properly displayed.

**Section 2-1.103. Lake Use Permit Application.**

- (a) A person who desires to obtain a permit for use of a vessel on the Lake shall either complete a mail-in district form, come to the main office (Registered Vessels ONLY) or go to one of the public launch ramps.
- (b) The General Manager or designee shall issue the lake use permit if the application is complete and the vessel satisfies District vessel standards and complies with state laws and regulations.
- (c) If the General Manager denies the lake use permit application, no further action shall be taken unless the applicant appeals the decision to the Board.

**Section 2-1.104. Vessel Operations.**

- a) No person shall operate a vessel on the Lake except in compliance with the permit, this Code and other requirements of law.
- b) No person shall operate a vessel in a restricted area or speed control zone at a speed in excess of speed posted on navigation aids.
- c) Between sunset and 7:00 AM., no person shall operate a vessel in excess of 10 mph or engage in water ski activities or personal watercraft operation.
- d) Vessels engaged in water-ski activities shall use a counter-clockwise traffic pattern.
- e) A vessel may exceed 5 mph inside the 5 mph buoy at a designated ski beach, provided the vessel travels in the most direct route in a counter-clockwise direction.
- f) No person shall leave any vessel or vessel associated equipment unattended on the Lake.
- g) No more than two tow lines at one time shall be used for water-ski activities.
- h) No person shall tow an aerial device from a vessel without obtaining prior District authorization.
- i) No person shall operate any vessel at a speed in excess of 35 mph except during a race or other event approved by the District.

- j) No person shall park or leave unattended any vessel in the water at a District boarding dock for more than fifteen (15) minutes. The boarding docks are for loading and unloading of passengers only.
- k) No person shall allow any vessel which is in his or her custody or control to be used or operated by any individual who is not competent to do so safely or who does not have their California Boater Card.
- l) No person shall use a trailer to launch a vessel other than at a designated launch ramp.
- m) No person shall beach or secure a vessel to shore overnight other than a lakefront property owner, who may do so directly in front of their property.
- n) Persons operating a personal watercraft above wakeless speeds shall maintain a distance of at least 100 feet from all other vessels.
- o) Operators and passengers of personal watercraft shall wear personal flotation devices during operation.
- p) No unauthorized persons shall have body contact, launch, operate, use or moor any vessel in the area between Stanfield Cutoff and Division Road, also known as Stanfield Marsh.
- q) No unauthorized vessels of any kind shall be operated on the Lake in the area between the Dam and the safety boom line.
- r) No person shall use or operate a vessel for commercial purposes without prior District authorization.
- s) Manually propelled vessels less than twelve (12) feet in length shall be limited to operate only between the 5 mph buoys and the shore.
- t) No kite boarding shall be allowed.
- u) E-Foil Boarding:
  - 1. Must be inspected and purchase a Registered Lake Use Permit prior to use on Big Bear Lake.
  - 2. Must have proof of current registration.
  - 3. Must Wear a High- Visibility colored life-jacket.
  - 4. Must stay within 100 feet of the 5mph buoy line.
- v) No person shall operate a radio-control boat at the public launch ramp facilities or in the Stanfield Marsh.
- w) Commercial marina tour boats shall be subject to the following restrictions:
  - 1. There shall be no overnight mooring outside the marina's zone of influence or if there is no zone of influence, there shall be no overnight mooring at any dock other than a dock within the marina's area of operation, except as may be authorized at another commercial marina.
  - 2. There shall be no mooring for any purpose for more than 60 minutes at a time at any dock outside the marina's zone of influence or the area of marina operations except as may be authorized at another commercial marina.

- x) A person shall not operate on waters subject to the jurisdiction of the state a vessel that is propelled by an engine, regardless of whether the engine is the principal source of propulsion, unless the person has in his or her possession a vessel operator card issued by the division pursuant to subdivision (b) of Section 678.

**Section 2-1.105. Vessel Standards.**

The maximum allowable vessel size shall be twenty-six (26) feet in length and nine (9) feet wide, except as described below in (b) of this section. Commercial boat landings may be authorized to operate tour boats of more than 26' in length and not to exceed sixty-five (65) feet in length upon review and approval by the District.

- a) Vessels used for construction and maintenance purposes and exceeding the allowable vessel size described above in (a) of this section require prior review and approval by the District.
- b) Compliance with the District's vessel standards does not relieve the owner or operator of the vessel from taking such further actions as are necessary to ensure safety.
- c) District vessels are exempt from the regulations set forth in this Ordinance.

**Section 2-1.106. Suspension or Revocation of Lake Use Permit.**

- a) The General Manager may suspend or revoke a lake use permit whenever the permittee, owner or operator violates the terms and conditions of the permit, this Code or other legal requirements.
- b) The decision of the General Manager to suspend or revoke a permit may be appealed to the Board.

**Section 2-1.107. Special Use Areas.**

- (a) The General Manager may set aside portions of the Lake for designated uses when such uses are appropriate but require separation from other uses.
- (b) Special use areas shall be clearly marked and special regulations shall be posted.
- (c) Persons using the special use areas shall comply with such regulations as posted.

**Section 2-1.108. Special Concession Permit Required.**

Except for commercial activity conducted by a commercial boat landing operator and their concessionaires, no person shall conduct a commercial activity on District property without securing a special concession permit from the District.

**Section 2-1.109. Special Concession Permit Application.**

- (a) A person who desires to obtain a special concession permit for commercial activity shall make written application to the District on approved forms.
- (b) The General Manager may recommend issuing a special concession permit if the application is complete and satisfies the District standards and complies with state laws and regulations.

- (c) If the General Manager denies the special concession application, no further action shall be taken unless the applicant appeals the decision to the Board.
- (d) The Board may consider approval of the special concession permit if the application is complete and satisfies District concession policies.

**Section 2-1.110. Suspension or Revocation of Special Concession Permit**

- (a) The General Manager may suspend or revoke a special concession permit whenever the concessionaire violates the permit, this Code, or legal requirements.
- (b) The decision of the General Manager to suspend, revoke, or terminate a special concession agreement may be appealed to the Board.

**CHAPTER 2. FISHING, SWIMMING AND OTHER ACTIVITIES**

**Section 2-2.101. Purpose and Scope.**

This Chapter establishes regulations for fishing, swimming, scuba diving and other activities on the Lake.

**Section 2-2.102. Fishing.**

- (a) No person shall fish in the Lake unless such person possesses a current valid California Fishing License as required by law.
- (b) Fish may be taken from the Lake except as follows:
  1. No fishing permitted from the Dam.
  2. No fishing or taking of fish from within 200 feet of where fish have been artificially introduced to the Lake, i.e. "planted", for a period of 24 hours after the introduction.
  3. No fishing or taking of fish from areas posted as such.

**Section 2-2.103. Swimming and Scuba Diving.**

- (a) No person shall swim in the Lake except within fifty (50) feet of shore, within a designated swimming area or within twenty (20) feet of a dock, and as necessary and incidental to water-skiing, personal watercraft or sailboard use, or in an emergency.
- (b) No person shall swim in the Lake within twenty (20) feet of the public launch ramp boarding docks. The General Manager may prohibit swimming in designated areas along the shoreline by posting appropriate notices.
- (c) No unauthorized person shall scuba dive in the Lake.
- (d) No unauthorized person shall swim in the area between the Dam and the safety boom line.
- (e) No person shall swim in the area between Stanfield Cutoff and Division Road, also known as Stanfield Marsh.



**Section 2-2.104. Travel on Lake Ice.**

- (a) No person shall walk, play, ice skate or otherwise travel on ice or snow which is on the Lake or lake property.
- (b) No person shall operate a snowmobile, all-terrain vehicle, motorcycle, ice boat, automobile or other vehicle on ice or snow which is on the Lake or lake property.

**Section 2-2.105. Amphibious Aircraft.**

No person shall use the Lake to takeoff or land an amphibious aircraft or other flying apparatus.

**CHAPTER 3. SPECIAL EVENTS**

**Section 2-3.101. Purpose and Scope.**

This Chapter regulates special events involving the Lake.

**Section 2-3.102. Special Event Permit Required.**

No person shall conduct or participate in a special event unless a special event permit has been issued by the District.

**Section 2-3.103. Special Event Permit Application.**

- (a) Any person who desires to obtain a special event permit shall make written application to the District on approved forms.
- (b) The General Manager shall review each special event permit application and may recommend issuing a special event permit if the application is complete and satisfies District special event policies.
- (c) If the General Manager denies the special event permit application, no further action shall be taken unless the applicant appeals the decision to the Board.
- (d) The Board may consider approval of the special event permit if the application is complete and satisfies District special event policies.

**Section 2-3.104. Special Event Standards.**

No person shall conduct a special event on the Lake except in compliance with a special event permit and this Code.

**Section 2-3.105. Suspension or Revocation of Special Event Permit.**

- (a) The General Manager may suspend or revoke a special event permit whenever the permittee or operator violates the terms and conditions of the permit or this Code.
- (b) The decision of the General Manager to suspend or revoke a special event permit may be appealed to the Board.

## CHAPTER 4. SANITATION AND POLLUTION

### Section 2-4.101. Purpose and Scope.

This Chapter regulates sanitary and pollution control regulations upon all District property.

### Section 2-4.102. Prohibited Acts.

- (a) No person shall deposit or allow the discharge of any litter, petroleum products, human or animal waste, waste products, including fish remains or a contaminating or polluting substance, into the waters of the Lake and tributaries to the Lake, or on the shore area or District property.
- (b) Except as permitted by the San Bernardino County Environmental Health Department, no person shall allow waste from boat washing to discharge into the Lake or along the shore except into a waste disposal system that has been approved by the District.
- (c) No person shall allow petroleum products to enter the Lake from bilge pumps or by any other method. Bilge pump operation is permitted provided the bilge water is free of oil and other contaminants.
- (d) No person shall discharge or deposit any fish, animal or plant into the Lake without approval of the District and the Department of Fish and Wildlife.
- (e) No person shall cause the discharge of contents from marine toilet holding tanks into the Lake.

### Section 2-4.103. Invasive Species Prevention

- (a) This section adopts regulations to prevent importation of invasive species, such as quagga mussels, to Big Bear Lake from contaminated vehicles, boat trailers and vessels.
- (b) No person shall place a vessel on Big Bear Lake unless the General Manager, or designee, determines the vessel, trailer, and other associated launching equipment is free of invasive species.
- (c) A vessel and associated equipment is free of invasive species if the General Manager, or designee, determines:
  - 1. The vessel and associated equipment have not been in contact with fresh water for at least fourteen days; or
  - 2. The vessel and associated equipment are cleaned prior to launch by persons certified for such purpose by the District.
- (d) General Manager, or designee, shall issue a certificate for vessels and associated equipment which are free of invasive species.
- (e) The District may establish fees for inspection and cleaning by resolution.
- (f) Violation of this section is an infraction. In addition to penalties for infractions, District may revoke a lake use permit issued to a person who has not complied with this section and may refuse to issue a lake use permit for a period of up to five years.

**TITLE 3. SHOREZONE REGULATIONS  
CHAPTER 1. DISTRICT FACILITIES**

**Section 3-1.101. Purpose.**

This Title regulates activities which affect the Shorezone of the Lake as distinguished from activities involving the use of the Lake. This Title regulates the manner by which the Shorezone may be altered by dredge or fill activities or by the installation of docks. This Title also regulates how such dredge or fill areas and docks are to be maintained and operated.

**Section 3-1.102. General.**

No person shall enter, use or occupy District facilities except in accordance with the rules and regulations set forth in this Chapter. Persons who use District facilities shall comply with the lawful orders of District Park Rangers.

**Section 3-1.103. Prohibited Activities on District Facilities.**

- (a) No unauthorized person shall enter, use or occupy District facilities which are posted as closed.
- (b) No person shall build or maintain a fire at District facilities.
- (c) No person shall camp overnight.
- (d) No person shall use camping equipment such as tents, sleeping bags, barbecues or other cooking gear on District fishing docks.
- (e) No person shall smoke within District buildings.
- (f) No person shall erect an enclosed tent.
- (g)

**Section 3-1.104. Plants, Animals and Native Materials.**

- (a) No person shall be in possession of a dog on District property unless the dog is controlled by a leash of not more than seven (7) feet in length. The person controlling the dog shall remove feces from District property. No dogs are permitted within an area designated as a bathing beach.
- (b) No person shall cut, pick, damage or destroy any plant, tree, shrub or wildflower growing.
- (c) No person shall damage or remove soil, rock or other natural materials.

**Section 3-1.105. Vehicles.**

- (a) No person shall drive or park a vehicle upon, over, across or through a launching facility except:
  - 1. In compliance with the Vehicle Code;
  - 2. Upon designated roads and in designated marked parking areas; and
  - 3. In accordance with traffic signs and directions of authorized District personnel.
- (b) No person shall drive or park a vehicle below the high-water line of the Lake except as pursuant to contract or at sites approved by the District.

- (c) No person shall park a vehicle without a trailer in parking stalls marked as "Vehicles with Trailer Only". No trailer may be disconnected from vehicle and left in any parking space.
- (d) No vehicles or trailers shall be left overnight at District facilities.
- (e) Vehicles in violation of District parking regulations are subject to citation and/or towing at the owner's expense.

**Section 3-1.106. Assemblies.**

No person shall conduct a public meeting or assembly upon District facilities without District authorization.

**Section 3-1.107. Fees.**

The Board may establish fees for use of District facilities by resolution.

**CHAPTER 2. SHOREZONE ALTERATIONS**

**Section 3-2.101. Purpose.**

This Chapter regulates removal of materials from, or deposit of materials into the Lake. The permits required by this Chapter are in addition to permits required by any other agency with jurisdiction by law or by any other part of this Code.

**Section 3-2.102. Shorezone Alteration Permit Required.**

No person shall dredge or fill the Shorezone of the Lake without first obtaining a Shorezone alteration permit from the District.

**Section 3-2.103. Shorezone Alteration Permit Application.**

- (a) Any person who desires to obtain a Shorezone alteration permit shall make written application to the District on approved forms.
- (b) The General Manager shall review each application. If the General Manager denies the permit, no further action shall be taken unless the applicant appeals the decision to the Board. The General Manager may approve the permit or may recommend that a public hearing be conducted by the Board to consider the application. If the General Manager recommends Board action, the Board shall conduct a duly noticed public hearing to consider the application. The Board's decision shall be final.

**Section 3-2.104. Shorezone Alteration Standards.**

Shorezone alteration permits shall be conditioned upon measures as the Board deems necessary to mitigate the impact of the proposed dredge or fill project. Such mitigation measures may include: regulation of construction methods and materials, architectural standards, land use controls, public access and such other matters as determined by the Board. The Board may designate the mitigation measures required of all permittees from time to time by resolution, however, the requirements for each permittee shall be set forth in each Shorezone alteration permit.

**Section 3-2.105. Shorezone Alteration Operations.**

No person shall conduct operations upon an area described in a Shorezone alteration permit except in compliance with the terms and conditions of the permit. Areas described in a Shorezone alteration permit shall be maintained in accordance with the terms and conditions of the permit.

**Section 3-2.106. Suspension or Revocation of Shorezone Alteration Permit.**

- (a) The General Manager shall suspend a permit when the terms and conditions are violated. The General Manager may revoke a permit when the permittee has failed to cure a violation after a suspension of thirty (30) days or more.
- (b) The General Manager shall provide the permittee or his successor with ten (10) days prior written notice of the suspension or revocation. The notice shall specify the grounds for the suspension or revocation, the action necessary to cure the violation and length of suspension.
- (c) All construction shall cease during such time as a permit is suspended. When a permit is revoked, the permittee shall return the affected area, as near as practicable, to the same conditions existing prior to the issuance of the permit.
- (d) A person whose permit is suspended or revoked may appeal the decision to the Board.

**Section 3-2.107. Lake Sedimentation Control.**

- (a) No person shall conduct operations on real property above the high water line of the Lake in such a way as to cause the deposit of soil, rock or other debris into, on or under the Lake.
- (b) The General Manager shall provide written notice to any person who has violated, or is about to violate, the provisions of this Section. The notice shall describe the facts of the violation or potential violation and shall request the person to cease and desist from or avoid performing such acts. A copy of the notice shall be forwarded to each Federal, state and county regulatory agency with jurisdiction by law.
- (c) If the violator of this Section fails to remedy the violation within a reasonable period of time after having been directed to do so, or if a potential violator fails to take action to avoid a violation, the General Manager shall institute appropriate civil action or abate the violation.

**Section 3-2.108. Shorezone Alteration Violations.**

- (a) Every violation of this chapter shall also constitute a continuing public nuisance for which injunctive relief is authorized. Each day that the eroded material remains within the Lake constitutes a separate day's violation.
- (b) Any person who encroaches in the Shorezone may be required to remove the encroachment. Should the District remove the encroachment, the District may file a criminal complaint or commence a civil action to remove the encroachment if the trespasser fails to act.

- (c) The District may issue a permit for the encroachment on proof of special circumstances. If a permit is issued, the permittee shall pay the application and permit fees stated in the District's fee resolution, plus an amount equal to the cost of removing the encroachment.

## CHAPTER 3. DOCKS

### **Section 3-3.101. Purpose.**

This Chapter sets forth standards for the licensing, location, placement, construction, use and maintenance of docks on the Lake. The District grants dock privileges to certain properties on or near the Lake and has final authority regarding dock placement issues. The District does not guarantee lake levels will always facilitate dock placement, location or use.

### **Section 3-3.102. Residential and Lakefront Business Docks License Required.**

No person shall construct, place or use a dock on the Lake without first obtaining a dock license from the District. The license required by this Chapter are in addition to permits required by any other agency with jurisdiction by law or by any other part of this Code.

### **Section 3-3.103. Residential and Lakefront Business Dock License Application.**

- (a) The owner of a parcel with dock privileges who desires to obtain a license shall make written application to the District on approved forms.
- (b) The General Manager shall review each application and if approved, a license will be issued. If the General Manager denies the license, no further action shall be taken unless the applicant appeals the decision to the Board.

### **Section 3-3.104. Residential and Lakefront Business Dock Standards.**

Conditions of dock licenses shall be determined by measures the Board deem necessary in order to mitigate the impact the dock has on the Lake. The Board may designate the mitigation measures required of all licenses by resolution and shall be set forth in each dock license. Such mitigation measures shall include: regulation of construction and materials, architectural and engineering standards, land use controls, public access, and such other matters as determined by the Board.

All licenses shall be maintained on file with the District.

### **Section 3-3.105. Residential and Lakefront Business Dock Operations.**

No person shall use a dock except in compliance with the terms and conditions of a dock license. All docks shall be maintained in accordance with the terms and conditions of the license and current private dock standards and specifications.

**Section 3-3.106. Suspension or Revocation of Dock License.**

- (a) The General Manager may suspend a dock license when terms or conditions of the license or other District regulations are violated.
- (b) If licensee fails to remediate issues within 30 days of dated notice, the dock license will be suspended. A mailed notice shall specify the grounds for suspension, action necessary to cure the violation(s) and length of suspension.
- (c) The General Manager shall revoke a license ten (10) days after the license has been suspended if violations have not been remediated.
- (d) All use of the dock shall cease during such time as a license is suspended. When a license or privilege is revoked, the dock owner shall remove the dock from the Lake. If the dock is not removed, the District may cause the dock to be removed and stored or disposed of at the expense of the owner.
- (e) A person whose license is suspended or revoked may appeal the decision of the General Manager to the Board.

**Section 3-3.107. Commercial Boat landing Dock Standards.**

No commercial boat landing shall construct, place or use a dock, mooring buoy or floating building on the Lake except in compliance with the commercial boat landing permit and current commercial dock construction standards and specifications.

PASSED, APPROVED AND ADOPTED on March 21, 2024

ATTEST:

\_\_\_\_\_  
Secretary, Brittany Lamson

\_\_\_\_\_  
President, Steve Ludecke

**BIG BEAR MUNICIPAL WATER DISTRICT  
REPORT TO BOARD OF DIRECTORS**

**MEETING DATE:** March 21, 2024

**AGENDA ITEM:** 6B

**SUBJECT:**

**CONSIDER AN APPEAL TO THE BOARD ON THE SPECIAL CONDITIONS PLACED UPON DOCK #223**

**RECOMMENDATION:**

Staff recommend denial of the appeal on the special conditions placed upon dock #223.

**DISCUSSION/FINDINGS:**

During the 2023 boating season, numerous issues arose when attempting to place dock #223 and docks in its immediate vicinity. Affected dock owners were unable to come to a mutual agreement and The District was forced to intervene. An operations meeting was held on December 14, 2023 in an attempt to find a solution to the dock issue in the area. No solid solution was discovered during the meeting. The committee, after taking all public and owners' comments into consideration, issued special conditions for the use of dock #223. These conditions were deemed to benefit the most dock use for the most owners. Staff finds that an inordinate amount of time has already been spent attempting to solve the issues around dock placement in the area while working with all dock owners affected.

**OTHER AGENCY INVOLVEMENT:** None

**FINANCING:** Payroll

**Submitted by:** Brittany Lamson, Interim General Manager



# RESIDENTIAL DOCK LICENSE

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

Dock #:223  
APN: 306-114-08  
Insurance Minimum: \$300,000

## Special Conditions:

During low lake levels, this dock may be deemed unusable

Dock placement shall not interfere with navigation or access to any adjacent parcel or dock

Dock must remain in sequential order and may not 'leapfrog' past adjacent docks to follow the water as it recedes

At 6' down from full or greater the dock must be detached from the sea wall and, if placed, must be placed at the current water level

If licensee wishes to move outside of the property extensions, dock must be placed in consecutive order

Regardless of these special conditions, the District reserves the right to amend this license subject to the lake levels and navigational constraints.

As of 01/26/2024 the BIG BEAR MUNICIPAL WATER DISTRICT, hereinafter "licensor", grants a license to the undersigned, hereinafter "LICENSEE", upon the following terms and conditions:

Section 1. **License** - Licensee is authorized to maintain a boat dock capable of mooring **no more than three (3) boats** on Big Bear Lake, hereinafter "Lake," subject to the terms and conditions of this license and the Licensor's current dock standards and regulations. Any special conditions applying to this license are indicated at the top of this license in the Special Conditions box.

Section 2. **Term** - The term of this license is one year, commencing April 1<sup>st</sup> of each year. This license may be renewed for additional years upon the terms and conditions stated herein, and payment of the current fees and charges.

Section 3. **Fees & Penalties** - Prior to the execution of this license, Licensee has paid a license fee and weed control fee as established in the current fee schedule. Regardless of Lake Levels and whether used or not, any dock placed on Licensor's property shall be subject to license fees. A permitted dock shall be moved from shore as necessary to maintain flotation when the Lake recedes unless the General Manager determines it not feasible to move the dock, in which event the dock fees shall be waived. (Fees are due for docks on District property whether floating or not; maintaining dock usability is solely your responsibility.) However, should the dock not be placed on the lake, fees are not required for that season. This will not affect future re-issuance of the license.

License fees not paid by April 1st will be increased by 20%. License fees not paid by May 1st will be increased by 50%.

If delinquent fees remain unpaid after this time, a 1.5% increase will be applied to the last invoiced amount until amount is paid in full to the District.

Section 4. **Identification Plate** - The dock identification plate is provided and mounted by Licensor and remains property of Licensor. The dock identification plate shall be surrendered to Licensor upon sale or transfer of dock to other than subject parcel.

Section 5. **Construction** - The boat dock shall be constructed in accordance with Licensor's current dock standards, copies of which are available at the office of Licensor.

**BIG BEAR MUNICIPAL WATER DISTRICT  
REPORT TO BOARD OF DIRECTORS**

**MEETING DATE:** March 21, 2024

**AGENDA ITEM:** 6C

**SUBJECT:**

**APPEAL OF SPECIAL CONDITIONS FOR DOCK NUMBERS 224, 225, 226**

**RECOMMENDATION:**

Staff recommends denial of the appeal on the special conditions placed on dock numbers 224, 225, 226.

**DISCUSSION/FINDINGS:**

During the 2023 boating season, numerous issues arose when attempting to place dock numbers 224, 225, 226, and docks in its immediate vicinity. Affected dock owners were unable to come to a mutual agreement and The District was forced to intervene. An operations meeting was held on December 14, 2023 in an attempt to find a solution to the dock issue in the area. No solid solution was discovered during the meeting. The committee, after taking all public and owners' comments into consideration, issued special conditions for the use of dock numbers 224, 225, 226. These conditions were deemed to benefit the most dock use for the most owners. Staff finds that an inordinate amount of time has already been spent attempting to solve the issues around dock placement in the area while working with all dock owners affected.

**OTHER AGENCY INVOLVEMENT:** None

**FINANCING:** Payroll

**Submitted by:** Brittany Lamson, Interim General Manager

# RESIDENTIAL DOCK LICENSE

Dock #: 224

APN: 306-114-09

Insurance Minimum: \$300,000

## Special Conditions:

Easement Access; Dock size Limitations & one boat per easement Parcel.

Must share the dock with parcels sharing the same easement access.

No modular additions (i.e. PWC ramp) shall be allowed outside the slip area of docks in this category

During low lake levels, this dock may be deemed unusable

Dock placement shall not interfere with navigation or access to any adjacent parcel or dock

Dock shall be placed on the point of the cove, north of dock 223 (As seen in exhibit A)

Licensee may lose access to the dock when the Lake level is greater than 6' from full

Accessibility is the responsibility of the Licensee

Regardless of these special conditions, the District reserves the right to amend this license subject to the lake levels and navigational constraints.

As of 01/09/2024 the BIG BEAR MUNICIPAL WATER DISTRICT, hereinafter "licensor", grants a license to the undersigned, hereinafter "LICENSEE", upon the following terms and conditions:

Section 1. **License** - Licensee is authorized to maintain a boat dock capable of mooring **no more than one (1) vessel** on Big Bear Lake, hereinafter "Lake," subject to the terms and conditions of this license and the Licensor's current dock standards and regulations. Any special conditions applying to this license are indicated at the top of this license in the Special Conditions box.

Section 2. **Term** - The term of this license is one year, commencing April 1<sup>st</sup> of each year. This license may be renewed for additional years upon the terms and conditions stated herein, and payment of the current fees and charges.

Section 3. **Fees & Penalties** - Prior to the execution of this license, Licensee has paid a license fee and weed control fee as established in the current fee schedule. Regardless of Lake Levels and whether used or not, any dock placed on Licensor's property shall be subject to license fees. A permitted dock shall be moved from shore as necessary to maintain flotation when the Lake recedes unless the General Manager determines it not feasible to move the dock, in which event the dock fees shall be waived. (Fees are due for docks on District property whether floating or not; maintaining dock usability is solely your responsibility.) However, should the dock not be placed on the lake, fees are not required for that season. This will not affect future re-issuance of the license.

License fees not paid by April 1st will be increased by 20%. License fees not paid by May 1st will be increased by 50%.

# RESIDENTIAL DOCK LICENSE

Dock #: 225

APN: 306-114-10

Insurance Minimum: \$300,000

## Special Conditions:

Easement Access; Dock size Limitations & one boat per easement Parcel.

Must share the dock with parcels sharing the same easement access.

No modular additions (i.e. PWC ramp) shall be allowed outside the slip area of docks in this category

During low lake levels, this dock may be deemed unusable

Dock placement shall not interfere with navigation or access to any adjacent parcel or dock

Dock shall be placed on the point of the cove, north of dock 223 (As seen in exhibit A)

Licensee may lose access to the dock when the Lake level is greater than 6' from full

Accessibility is the responsibility of the Licensee

Regardless of these special conditions, the District reserves the right to amend this license subject to the lake levels and navigational constraints.

As of 02/05/2024 the BIG BEAR MUNICIPAL WATER DISTRICT, hereinafter "licensor", grants a license to the undersigned, hereinafter "LICENSEE", upon the following terms and conditions:

Section 1. **License** - Licensee is authorized to maintain a boat dock capable of mooring **no more than one (1) vessel** on Big Bear Lake, hereinafter "Lake," subject to the terms and conditions of this license and the Licensor's current dock standards and regulations. Any special conditions applying to this license are indicated at the top of this license in the Special Conditions box.

Section 2. **Term** - The term of this license is one year, commencing April 1<sup>st</sup> of each year. This license may be renewed for additional years upon the terms and conditions stated herein, and payment of the current fees and charges.

Section 3. **Fees & Penalties** - Prior to the execution of this license, Licensee has paid a license fee and weed control fee as established in the current fee schedule. Regardless of Lake Levels and whether used or not, any dock placed on Licensor's property shall be subject to license fees. A permitted dock shall be moved from shore as necessary to maintain flotation when the Lake recedes unless the General Manager determines it not feasible to move the dock, in which event the dock fees shall be waived. (Fees are due for docks on District property whether floating or not; maintaining dock usability is solely your responsibility.) However, should the dock not be placed on the lake, fees are not required for that season. This will not affect future re-issuance of the license.

License fees not paid by April 1st will be increased by 20%. License fees not paid by May 1st will be increased by 50%.

# RESIDENTIAL DOCK LICENSE

Dock #: 226

APN: 306-114-11

Insurance Minimum: \$300,000

## Special Conditions:

Easement Access; Dock size Limitations & one boat per easement Parcel.

Must share the dock with parcels sharing the same easement access.

No modular additions (i.e. PWC ramp) shall be allowed outside the slip area of docks in this category

During low lake levels, this dock may be deemed unusable

Dock placement shall not interfere with navigation or access to any adjacent parcel or dock

Dock shall be placed on the point of the cove, north of dock 223 (As seen in exhibit A)

Licensee may lose access to the dock when the Lake level is greater than 6' from full

Accessibility is the responsibility of the Licensee

Regardless of these special conditions, the District reserves the right to amend this license subject to the lake levels and navigational constraints.

As of 02/14/2024 the BIG BEAR MUNICIPAL WATER DISTRICT, hereinafter "licensor", grants a license to the undersigned, hereinafter "LICENSEE", upon the following terms and conditions:

Section 1. **License** - Licensee is authorized to maintain a boat dock capable of mooring **no more than one (1) vessel** on Big Bear Lake, hereinafter "Lake," subject to the terms and conditions of this license and the Licensor's current dock standards and regulations. Any special conditions applying to this license are indicated at the top of this license in the Special Conditions box.

Section 2. **Term** - The term of this license is one year, commencing April 1<sup>st</sup> of each year. This license may be renewed for additional years upon the terms and conditions stated herein, and payment of the current fees and charges.

Section 3. **Fees & Penalties** - Prior to the execution of this license, Licensee has paid a license fee and weed control fee as established in the current fee schedule. Regardless of Lake Levels and whether used or not, any dock placed on Licensor's property shall be subject to license fees. A permitted dock shall be moved from shore as necessary to maintain flotation when the Lake recedes unless the General Manager determines it not feasible to move the dock, in which event the dock fees shall be waived. (Fees are due for docks on District property whether floating or not; maintaining dock usability is solely your responsibility.) However, should the dock not be placed on the lake, fees are not required for that season. This will not affect future re-issuance of the license.

License fees not paid by April 1st will be increased by 20%. License fees not paid by May 1st will be increased by 50%.