

**RESOLUTION 2009-002**

**A RESOLUTION ADOPTING THE LAKE MIOLA DOCK OWNERSHIP POLICY**

**WHEREAS**, Section 220.320 of the Code of the City of Paola, Kansas private boat docks to be installed and maintained at Lake Miola; and,

**WHEREAS**, the Governing Body of the City of Paola has discussed the need for establishing a written policy regarding the sale or transfer of ownership of these private docks; and,

**WHEREAS**, the Lake Miola Committee and City Staff have prepared the proposed Lake Miola Dock Ownership Policy in consultation with current private dock owners; and,

**NOW THEREFORE BE IT RESOLVED** by the governing Body of the City of Paola, Kansas that said proposed Lake Miola Dock Ownership Policy be hereby adopted as official policy of the City of Paola, Kansas effective April 14, 2009.

**BE IT FURTHER RESOLVED** that this Lake Miola Dock Ownership Policy shall be available in the office of the City Clerk.

**PASSED, APPROVED AND ADOPTED** this 14<sup>th</sup> day of April, 2009.

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Artie Stuteville, Mayor

(seal)

ATTEST:

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Daniel G. Droste, City Clerk

# City of Paola, Kansas

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## Lake Miola Dock Ownership Policy

This policy has been written to affect the transfer of ownership of dock material as it relates to a leased space on public water. (Lake Miola) In order to comply and sell a dock on Lake Miola the following guidelines must be followed or the leased space included within the transfer of ownership will be forfeited.

### The policy and procedure for a dock sale/transfer is as follows:

1. Before a dock may be sold it must be compliant with all current codes and rules.
2. Transfer of ownership can take place from an owner to his or her children or spouse.
3. The City of Paola will not take part in split ownership sales on any dock. There shall be a primary owner on file with the City of Paola and that party will be responsible for upkeep and procedures as defined within this document. Two names may be on the lease but one will always be primary. There shall never be more than two names on one lease and none can be added after the initial lease year. The primary name may be changed from one lease year to the next, but only one of the initial names can be used.
4. Pending sales: Owners shall contact Public Works and let them know about the pending sale of their dock. An asking price shall be provided. A letter will be sent to ALL people on the waiting list so they can contact the dock owner directly. If an agreement is made contact shall be made with the Public Works Department with the details.
5. A contact priority may be set as to allow the people within the city limits to have the first opportunity to purchase the dock. There will be a two week period for all interested people on the waiting list to complete the purchase.
6. If no one on the list is able or wants to purchase the dock, the owner may contact the City of Paola Public works department to get permission to put an ad in the newspaper and sell to anyone.

The water space will be transferred to the new dock owner if the dock is up to code and a new lease agreement is signed and paid. If the procedures for dock sales are not followed the water space will not be transferred to the new dock owner.

*Effective 04/14/09  
Resolution No 2009-002*