

## CHAPTER 85

## DIVISION OF PARKS AND RECREATION

85.012	State parks.	85.016	Bicycle trail program.
85.013	State monuments, recreation areas, and waysides.	85.019	Local recreation grants.
85.015	State trails.	85.054	State park permit exemptions.
		85.32	Canoe and boating routes.

**85.012 STATE PARKS.**

*[For text of subs 1 to 59, see M.S.1994]*

Subd. 60. William O'Brien state park, Washington county.

**History:** 1947 c 271; 1955 c 683 s 1(5); Ex1959 c 90 s 4 subd 2; 1963 c 790 art 5 s 1 subd 1(16); 1969 c 524 s 2; 1973 c 482 s 2; 1979 c 320 s 6; 1986 c 432 s 1 subd 4; 1994 c 448 s 1

*[For text of subd 61, see M.S.1994]*

**85.013 STATE MONUMENTS, RECREATION AREAS, AND WAYSIDES.**

*[For text of subs 1 to 5b, see M.S.1994]*

Subd. 5c. Cuyuna country state recreation area, Crow Wing county.

**History:** 1993 c 172 s 34

*[For text of subs 8 to 23, see M.S.1994]*

**85.015 STATE TRAILS.**

*[For text of subs 1 and 1a, see M.S.1994]*

Subd. 1b. **Easements for ingress and egress.** Notwithstanding section 16A.695, when a trail is established under this section, a private property owner who has a preexisting right of ingress and egress over the trail right-of-way is granted, without charge, a permanent easement for ingress and egress purposes only. The easement is limited to the preexisting crossing and reverts to the state upon abandonment. Nothing in this subdivision is intended to diminish or alter any written or recorded easement that existed before the state acquired the land for the trail.

*[For text of subs 2 to 6, see M.S.1994]*

Subd. 7. **Blufflands trail system, Fillmore and Houston counties.** (a) The Root River trail shall originate at Chatfield in Fillmore county, and thence extend easterly in the Root river valley to the intersection of the river with Minnesota trunk highway No. 26 in Houston county, and extend to the Mississippi river.

(b) Additional trails shall be established that extend the Blufflands Trail System to include La Crescent, Hokah, Caledonia, and Spring Grove in Houston county; Preston, Harmony, Fountain, Wykoff, Spring Valley, Mabel, Canton, and Ostrander in Fillmore county; and Winona, Minnesota City, Rollingstone, Altura, Lewiston, Utica, St. Charles, and Elba in Winona county. In addition to the criteria in section 86A.05, subdivision 4, these trails must utilize abandoned railroad rights-of-way where possible.

(c) The trails shall be developed primarily for nonmotorized riding and hiking.

*[For text of subs 8 and 10, see M.S.1994]*

Subd. 11. **Willard Munger trail, Ramsey, Anoka, Washington, Chisago, Pine, and Carlton counties.** (a) The trail shall originate in the vicinity of Arden Hills, Ramsey county, and thence extend northeasterly, traversing Anoka and Washington counties to the vicinity of

Taylor's Falls in Chisago county; thence northwesterly and northerly to St. Croix state park in Pine county; thence northerly to Jay Cooke state park in Carlton county, and there terminate.

(b) The trail shall be developed primarily for riding and hiking.

(c) Additional trails shall be established that extend the Willard Munger trail to include Proctor and Hermantown in St. Louis county.

*[For text of subs 12 to 18, see M.S.1994]*

**History:** 1995 c 26 s 1; 1995 c 220 s 66,67

### 85.016 BICYCLE TRAIL PROGRAM.

The commissioner of natural resources shall establish a program for the development of bicycle trails utilizing the state trails authorized by section 85.015, other state parks and recreation land, and state forests. "Bicycle trail," as used in this section, has the meaning given in section 169.01. The program shall be coordinated with the local park trail grant program established by the commissioner pursuant to section 85.019, with the bikeway program established by the commissioner of transportation pursuant to section 160.265, and with existing and proposed local bikeways. In the metropolitan area as defined in section 473.121, the program shall be developed in accordance with plans and priorities established by the metropolitan council. The commissioner shall provide technical assistance to local units of government in planning and developing bicycle trails in local parks. The bicycle trail program shall, as a minimum, describe the location, design, construction, maintenance, and land acquisition needs of each component trail and shall give due consideration to the model standards for the establishment of recreational vehicle lanes promulgated by the commissioner of transportation pursuant to section 160.262. The program shall be developed after consultation with the state trail council and regional and local units of government and bicyclist organizations.

**History:** 1995 c 186 s 24

### 85.019 LOCAL RECREATION GRANTS.

Subdivision 1. **Definition.** For purposes of this section, "unit of government" means a county, statutory or home rule charter city, or town.

Subd. 2. **Parks and outdoor recreation areas.** The commissioner shall administer a program to provide grants to units of government for up to 50 percent of the costs or \$50,000, whichever is less, of acquisition and betterment of public land and improvements needed for parks and other outdoor recreation areas and facilities.

Subd. 3. [Repealed by amendment, 1995 c 220 s 68]

Subd. 4. [Repealed by amendment, 1995 c 220 s 68]

Subd. 4a. **Natural and scenic areas.** The commissioner shall administer a program to provide grants to units of government and school districts for the acquisition and betterment of natural and scenic areas such as blufflands, prairies, shorelands, wetlands, and wooded areas. A grant may not exceed 50 percent or \$50,000, whichever is less, of the costs of acquisition and betterment of land acquired under this subdivision.

Subd. 5. **Powers; rules.** The commissioner has all powers necessary and convenient to implement this section, including the authority to adopt rules for the program under chapter 14.

**History:** 1995 c 220 s 68

### 85.054 STATE PARK PERMIT EXEMPTIONS.

*[For text of subs 1 to 4, see M.S.1994]*

Subd. 5. **Gooseberry Falls state park.** A state park permit is not required and a fee must not be charged for motor vehicle entry or parking at the Class I highway rest area parking lot located adjacent to U.S. Route No. 61 and the Gooseberry River at Gooseberry Falls state park.

**History:** 1995 c 215 s 2

**85.32 CANOE AND BOATING ROUTES.**

Subdivision 1. **Areas marked.** The commissioner of natural resources is authorized in cooperation with local units of government and private individuals and groups when feasible to mark canoe and boating routes on the Little Fork, Big Fork, Minnesota, St. Croix, Snake, Mississippi, Red Lake, Cannon, Straight, Des Moines, Crow Wing, St. Louis, Pine, Rum, Kettle, Cloquet, Root, Zumbro, Pomme de Terre, and Crow rivers which have historic and scenic values and to mark appropriately points of interest, portages, camp sites, and all dams, rapids, waterfalls, whirlpools, and other serious hazards which are dangerous to canoe and watercraft travelers.

*[For text of subds 2 and 3, see M.S.1994]*

**History:** 1995 c 220 s 69