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Sent: Wednesday, June 18, 2025 10:02 AM

To: Joe Zierden <jzierden@cityofbreezypointmn.us>

Subject: DNR comment regarding Shoreview Lane public water access - erosion discussion

Good morning Joe:

You contacted me during the week of June 6, 2025, asking what possible solutions exist to ensure the shoreline just south of PID# 10210539, within the legal platted road right-of-way of Shoreview Lane (west side of road), does not continue to experience soil erosion and instability. We discussed the fact that where the public is a riparian landowner, such as a city maintained road abutting the water, Minnesota case law has established that the public has riparian access rights to the water (see here for more information: [Water law basics | Minnesota DNR](#)).

However, seeking solutions to ensure water quality is maintained and shorelines continue to not become unstable and eroded, is a worthy endeavor and is in harmony with striking a reasonable balance of environmental protection and the public's enjoyment and use of public waters. To that end, I suggested contacting the Crow Wing Soil and Water Conservation District (SWCD), who has technical expertise in proposing concepts for shoreline protection that involve frequent use by the public. It is possible grants may even be available to provide incentives for improving the situation. If a solution presents itself that involves the installation of robust vegetation, etc, it may be prudent to temporarily restrict access by the public for a short time period in order to allow vegetation to establish full-protection of the site, but that would be a discussion for a later time after specific restoration proposals have been presented.

Again, thank you for taking the time to reach out to discuss this issue and I wish you all the best in your endeavor to sustainably manage that access point to allow future use in a reasonable, thought-out manor that promotes environmental protection.

Sincerely,

Jacob Frie

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