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TITLE 312 NATURAL RESOURCES COMMISSION

Proposed Rule LSA Document #03-29

DIGEST

Amends 312 IAC 5-6-6 that provides restricted watercraft zones on Lake Wawasee and Syracuse Lake to provide greater specificity for an idle speed zone within Conklin Bay, Lake Wawasee. The amendments would make other technical changes. Currently, the zone on Conklin Bay is established by a temporary rule designated as LSA Document #03-26(E). Effective 30 days after filing with the secretary of state.

312 IAC 5-6-6

SECTION 1. 312 IAC 5-6-6, AS AMENDED AT 26 IR 1900, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

312 IAC 5-6-6 Lake Wawasee and Syracuse Lake; special watercraft zones

Authority: IC 14-10-2-4; IC 14-15-7-3

Affected: IC 14; IC 32-19-1-1

Sec. 6. (a) This section establishes restrictions on the operation of watercraft on and between Lake Wawasee and Syracuse Lake in Kosciusko County. The coordinates used in this section are on the Indiana coordinate system of 1983, east zone, in United States Survey feet as defined in IC 32-19-1-1, hereinafter referred to as SPC.

(b) A person must not operate a watercraft in excess of idle speed in any of the following locations:

(1) In an area known as Johnson Bay on Lake Wawasee, and more particularly described as east and north of buoys placed along a boundary in the northeastern portion of the bay. The boundary:

(A) begins at its southernmost point with a buoy placed at SPC 2244173.23 north and SPC 323786.03 east;

(B) continues in a northwesterly direction, including, but not limited to, buoys placed at:

(i) SPC 2244348.87 north and SPC 323439.20 east;

(ii) SPC 2244959.54 north and SPC 323331.64 east; and

(iii) SPC 2245188.84 north and SPC 322952.76 east; and

(C) concludes with the northernmost buoy placed at SPC 2245460.99 north and SPC 322442.69 east.

(2) In an area known as Johnson Bay on Lake Wawasee, and more particularly described as west of buoys forming a boundary in the western portion of the bay. The boundary:

(A) begins at its southernmost point with a buoy placed at SPC 2242916.32 north and SPC 321786.06 east;

(B) continues north, including, but not limited to, buoys placed at:

(i) SPC 2243201.20 north and SPC 321889.40 east; and

(ii) SPC 2243594.17 north and SPC 321842.69 east; and

(C) concludes with the northernmost buoy placed at SPC 2243903.36 north and SPC 321985.50 east.

(3) In the area known as Conklin Bay on Lake Wawasee, and more particularly described as ~~the area along and fifty (50) feet lakeward of emergent wetlands, so as to include those wetlands and the fifty (50) foot buffer in the zone, with the boundary to be determined using a suitable Global Positioning System: southeasterly, southerly, and southwesterly of buoys placed along a boundary in the central portion of the bay.~~ **The boundary:**

(A) begins at its westerly end with a buoy placed at SPC 2242788.82 north and SPC 307249.00 east;

(B) continues in a southeasterly, easterly, and northeasterly direction, including, but not limited to, buoys placed at:

(i) SPC 2242718.09 north and SPC 307352.68 east;

(ii) SPC 2242565.10 north and SPC 307401.91 east;

(iii) SPC 2242497.48 north and SPC 307465.11 east;

(iv) SPC 2242521.75 north and SPC 307526.81 east;
 (v) SPC 2242525.13 north and SPC 307585.84 east;
 (vi) SPC 2242474.80 north and SPC 307694.90 east;
 (vii) SPC 2242498.23 north and SPC 307759.98 east;
 (viii) SPC 2242567.77 north and SPC 307813.45 east;
 (ix) SPC 2242659.47 north and SPC 307862.22 east;
 (x) SPC 2242742.59 north and SPC 307901.47 east;
 (xi) SPC 2242822.16 north and SPC 307964.83 east;
 (xii) SPC 2242840.80 north and SPC 308000.91 east;
 (xiii) SPC 2242834.77 north and SPC 308059.05 east;
 (xiv) SPC 2242805.66 north and SPC 308123.49 east;
 (xv) SPC 2242814.46 north and SPC 308213.15 east;
 (xvi) SPC 2242828.98 north and SPC 308312.37 east;
 (xvii) SPC 2242887.79 north and SPC 308379.96 east;
 (xviii) SPC 2242958.99 north and SPC 308387.17 east;
 (xix) SPC 2243095.28 north and SPC 308458.38 east;
 (xx) SPC 2243116.97 north and SPC 308495.63 east;
 (xxi) SPC 2243128.91 north and SPC 308619.23 east;
 (xxii) SPC 2243071.61 north and SPC 308693.71 east;
 (xxiii) SPC 2243045.71 north and SPC 308854.70 east;
 (xxiv) SPC 2243044.62 north and SPC 308912.74 east;
 (xxv) SPC 2243022.03 north and SPC 308961.85 east;
 (xxvi) SPC 2243024.71 north and SPC 309030.45 east;
 (xxvii) SPC 2242991.47 north and SPC 309101.67 east;
 (xxviii) SPC 2242960.27 north and SPC 309176.01 east;
 (xxix) SPC 2242952.81 north and SPC 309248.88 east;
 (xxx) SPC 2242922.97 north and SPC 309291.55 east;
 (xxxi) SPC 2242842.09 north and SPC 309335.57 east;
 (xxxii) SPC 2242744.94 north and SPC 309426.58 east;
 (xxxiii) SPC 2242709.93 north and SPC 309487.98 east;
 (xxxiv) SPC 2242717.16 north and SPC 309590.62 east;
 (xxxv) SPC 2242677.69 north and SPC 309775.22 east;
 (xxxvi) SPC 2242666.43 north and SPC 309826.05 east; and
 (xxxvii) SPC 2242691.59 north and SPC 309969.02 east; and

(C) concludes with the easterly most buoy placed at SPC 2242703.63 north and SPC 310011.72 east.

(4) In the area of Lake Wawasee, commonly referred to as the channel area and Mud Lake, that lies between the main body of Lake Wawasee and Syracuse Lake.

(5) In the southeastern portion of Syracuse Lake, more particularly described as east and south of buoys forming a boundary that:

(A) begins at its northernmost point with a buoy placed at SPC 2249799.53 north and SPC 311364.04 east;

(B) continues in a southwesterly direction to include buoys placed at:

(i) SPC 2249436.77 north and SPC 310315.97 east; and

(ii) SPC 2249156.14 north and SPC 310047.98 east; and

(C) concludes at its southernmost point with a buoy placed at SPC 2248558.17 north and SPC 309952.51 east.

(6) In an area commonly referred to as the north bay on Lake Wawasee, more particularly described as north of the boundary between buoys placed at:

(A) SPC 2246336.50 north and SPC 313670.41 east; and

(B) SPC 2246294.91 north and SPC 312868.18 east.

(c) In addition to subsection (b)(6), a person must not operate, anchor, or moor a watercraft in either of the following restricted zones located in the area commonly referred to as the north bay on Lake Wawasee:

(1) Within the rectangular shaped area bounded by buoys designating the:

(A) southwestern corner of the area at SPC 2246372.00 north and SPC 313226.16 east;

(B) northwestern corner at SPC 2246561.00 north and SPC 313224.59 east;

(C) northeastern corner at SPC 2246576.75 north and SPC 313538.09 east; and

- (D) southeastern corner at SPC 2246382.25 north and SPC 313549.53 east.
- (2) Within the rectangular shaped area bounded by buoys designating the southwestern corner of the:
- (A) area at SPC 2246371.25 north and SPC 312958.88 east;
 - (B) northwestern corner at SPC 2246558.25 north and SPC 312954.19 east;
 - (C) northeastern corner at SPC 2246558.50 north and SPC 313090.28 east; and
 - (D) southeastern corner at 2246374.50 north and SPC 313091.94 east.

(d) The coordinates used in this section apply the Indiana coordinate system of 1983, east zone, in United States Survey feet as defined in IC 32-19-1-1 and here referenced as "SPC". *(Natural Resources Commission; 312 IAC 5-6-6; filed Mar 23, 2001, 2:50 p.m.: 24 IR 2374, eff Jan 1, 2002; filed Jan 16, 2003, 10:55 a.m.: 26 IR 1900)*

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on May 28, 2003 at 10:30 a.m., at the Indiana Conservation Officers District 1 Headquarters, 9822 North Turkey Creek Road, Syracuse, Indiana the Natural Resources Commission will hold a public hearing on proposed amendments to rules that provide restricted watercraft zones on Lake Wawasee and Syracuse Lake to provide greater specificity for an idle speed zone within Conklin Bay, Lake Wawasee. Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W272 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Michael Kiley
Chairman
Natural Resources Commission