

## Final Rule

LSA Document #06-558(F)

## DIGEST

Amends [312 IAC 5-6-3](#), which governs special watercraft standards and the placement of temporary structures on Bass Lake in Starke County, to update cross-references, to afford better regulatory consistency, to provide consistency with statutory amendments to the general near-shore speed limit for lakes under [IC 14-15-3-17](#), to reduce the speed limit for the special watercraft zone along the Bass Lake shoreline from ten miles per hour to idle speed, to apply the special authorization for longer piers on Bass Lake to temporary piers and boat lifts under a general license (consistently with the treatment of temporary structures under [312 IAC 11](#)), to substitute the defined term "shoreline or water line" for "waterline or shoreline", consistently with [312 IAC 11](#), and to make the term specific to the legal elevation of Bass Lake, and to continue the no-boat zone for the bathing beach at the former Bass Lake State Beach for the current Bass Lake Beach and Campground. Effective 30 days after filing with the Publisher.

[312 IAC 5-6-3](#)

SECTION 1. [312 IAC 5-6-3](#) IS AMENDED TO READ AS FOLLOWS:

[312 IAC 5-6-3](#) Bass Lake; special watercraft zones and temporary structure standards

Authority: [IC 14-10-2-4](#); [IC 14-15-7-3](#); [IC 14-26-2-23](#)

Affected: [IC 14-15](#); [IC 14-26-2-4](#)

Sec. 3. (a) Notwithstanding [312 IAC 11-3-1\(b\)\(5\)](#), a **temporary** pier or boat lift is authorized on Bass Lake in Starke County ~~without~~ **by a general** license under [IC 14-26-2](#) if the structure conforms with both of the following:

(1) Satisfies [312 IAC 11-3-1\(b\)\(1\)](#) through [312 IAC 11-3-1\(b\)\(4\)](#), [312 IAC 11-3-1\(b\)\(7\)](#), and [312 IAC 11-3-1\(b\)\(8\)](#).

(2) ~~Does either of the following:~~ **Extends not more than:**

(A) ~~Extends no more than one hundred fifty (150) feet from the waterline or shoreline~~ **or water line** and satisfies [312 IAC 11-3-1\(b\)\(6\)](#); **or**

(B) ~~Extends no more than three hundred (300) feet from the waterline or shoreline~~ **or water line** and does not extend over water that is continuously more than three (3) feet deep.

(b) A person must not operate a watercraft in excess of ~~ten (10) miles per hour~~ **idle speed** within three hundred fifty (350) feet of the shoreline or water line.

(c) A person must not operate a watercraft at a site within the swimming area adjacent to Bass Lake ~~State Beach~~ **and Campground with the:**

(1) ~~the southwestern boundary beginning at a point on the shoreline and one hundred forty-eight (148) feet southwest of the southwestern corner of the bath house and running perpendicular to the shoreline~~ **or water line** for three hundred forty-five (345) feet;

(2) ~~the northeastern boundary beginning at a point on the shoreline and two hundred fifteen (215) feet northeast of the northwest corner of the bath house and running perpendicular to the shoreline~~ **or water line** for three hundred forty-five (345) feet; and

(3) ~~the northwestern boundary formed by a line, approximately four hundred thirty-five (435) feet long, running parallel to the shoreline~~ **or water line** and terminating at the lakeward-most points of the southwestern boundary and the northeastern boundary.

(d) **As used in this section, "shoreline or water line" means the line formed under [IC 14-26-2-4\(1\)](#) at seven hundred thirteen and sixty-five hundredths (713.65) feet, National Geodetic Vertical Datum of 1929 (NGVD-29).**

(Natural Resources Commission; [312 IAC 5-6-3](#); filed Mar 23, 2001, 2:50 p.m.: 24 IR 2373, eff Jan 1, 2002; filed Sep 6, 2007, 12:12 p.m.: [20071003-IR-312060558FRA](#))

LSA Document #06-558(F)

Notice of Intent: [20061206-IR-312060558NIA](#)

Proposed Rule: [20070214-IR-312060558PRA](#)

Hearing Held: April 5, 2007

Approved by Attorney General: September 4, 2007

Approved by Governor: September 6, 2007

Filed with Publisher: September 6, 2007, 12:12 p.m.

Documents Incorporated by Reference: None Received by Publisher

Small Business Regulatory Coordinator: Maj. Samuel Purvis, Indiana State Boating Law Administrator,  
Department of Natural Resources, Indiana Government Center-South, 402 West Washington Street, Room  
W-255D, Indianapolis, IN 46204, (317) 232-4010, [spurvis@dnr.in.gov](mailto:spurvis@dnr.in.gov)

Posted: 10/03/2007 by Legislative Services Agency

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