

Proposed Rule
LSA Document #18-515

DIGEST

Amends [312 IAC 5-8-2](#) by changing the no-boating zone near Whiting, adjacent to the Whihala Beach County Park at site known as the East Swimming Beach from 200 feet lakeward to 300 feet lakeward and perpendicular. Effective 30 days after filing with the Publisher.

[IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses](#)

[312 IAC 5-8-2](#)

SECTION 1. [312 IAC 5-8-2](#) IS AMENDED TO READ AS FOLLOWS:

[312 IAC 5-8-2](#) Lake County waters of Lake Michigan; boating restrictions

Authority: [IC 14-10-2-4](#); [IC 14-11-2-1](#); [IC 14-15-7-3](#); [IC 14-29-1-8](#)

Affected: [IC 14](#)

Sec. 2. A person must not operate a boat in the following Lake County zones on Lake Michigan:

(1) Near Hammond, adjacent to lands managed by the Hammond Department of Parks and Recreation, at the following locations:

(A) The site known as the Lake Front Beach with:

- (i) the western boundary beginning at the Southern Electric Company breakwall and the Lake Michigan shoreline extending lakeward and perpendicular to the shoreline for two hundred (200) feet;
- (ii) the eastern boundary beginning at a point one thousand two hundred (1,200) feet from the western boundary and extending lakeward and perpendicular to the shoreline for two hundred (200) feet; and
- (iii) the northern boundary formed by a line running parallel to the shoreline and terminating at the lakeward-most points of the eastern boundary and the western boundary.

(B) The site known as the Hammond Marina Beach with:

- (i) the western boundary beginning at a point two thousand four hundred (2,400) feet east of the Southern Electric breakwall and the Lake Michigan shoreline and extending lakeward and perpendicular to the shoreline for two hundred (200) feet;
- (ii) the eastern boundary at the Hammond Marina breakwall and the Lake Michigan shoreline extending lakeward and perpendicular to the shoreline for two hundred (200) feet; and
- (iii) the northern boundary formed by a line running parallel to the shoreline terminating at the lakeward-most points of the eastern boundary and the western boundary.

(2) Near Whiting, adjacent to the Whihala Beach County Park at the following locations:

(A) The site known as the West Swimming Beach with:

- (i) the western boundary beginning at the intersection of the Whihala Beach County Park fishing pier and the Lake Michigan shoreline and extending lakeward and parallel to the fishing pier for two hundred (200) feet;
- (ii) the eastern boundary beginning at a point three hundred eighty (380) feet east of the western boundary and extending lakeward and perpendicular to the shoreline for two hundred (200) feet; and
- (iii) the northern boundary formed by a line running parallel to the shoreline and terminating at the lakeward-most points of the eastern boundary and the western boundary.

(B) The site known as the Pocket Beach with:

- (i) the western boundary beginning at a point one thousand (1,000) feet east of the Whihala Beach County Park fishing pier and extending lakeward and perpendicular to the shoreline for two hundred (200) feet;
- (ii) the eastern boundary beginning at a point five hundred ten (510) feet east of the western boundary and extending lakeward and perpendicular to the shoreline for two hundred (200) feet; and
- (iii) the northern boundary formed by a line running parallel to the shoreline and terminating at the lakeward-most points of the eastern boundary and the western boundary.

(C) The site known as the East Swimming Beach with:

- (i) the eastern boundary beginning at the intersection of the western breakwater of the boat launch facility at Whihala Beach County Park and the Lake Michigan shoreline and extending lakeward and parallel to the breakwater for ~~two three~~ **three** hundred ~~(200)~~ **(300)** feet;
- (ii) the western boundary beginning at a point one thousand six hundred (1,600) feet west of the eastern

boundary and extending lakeward and perpendicular to the shoreline for ~~two~~ **three** hundred ~~(200)~~ **(300)** feet; and

(iii) the northern boundary formed by a line running parallel to the shoreline and terminating at the lakeward-most points of the eastern boundary and the western boundary.

(3) Adjacent to East Chicago, at a site known as the Jeorse Park Beach Swimming Area with the eastern boundary beginning at a point on the Lake Michigan shoreline formed by extending the eastern boundary of the Jeorse Park parking lot in a straight line; then in a straight line perpendicular to the shoreline for two hundred (200) feet; and then in a straight line in a generally northerly or northwesterly direction to the breakwater southeast of the Ameristar Casino.

(4) Adjacent to Gary, as follows:

(A) At a site known as the Lake Street Swimming Area with:

(i) the western boundary beginning at the intersection of a line parallel to the eastern edge of the Lake Street parking lot and the Lake Michigan shoreline and extending lakeward and perpendicular to the shoreline for two hundred (200) feet;

(ii) the eastern boundary beginning at a point seven hundred ninety-eight (798) feet east of the western boundary and extending lakeward and perpendicular to the shoreline for two hundred (200) feet; and

(iii) the northern boundary formed by a line running parallel to the shoreline and terminating at the lakeward-most points of the western boundary and the eastern boundary.

(B) At a site known as the Marquette Park Swimming Area with:

(i) the western boundary beginning at the intersection of a line parallel to the western edge of the Marquette Park main parking lot and the Lake Michigan shoreline and extending lakeward and perpendicular to the shoreline for two hundred (200) feet;

(ii) the eastern boundary beginning at the intersection of the centerline of Montgomery Street and the Lake Michigan shoreline and extending lakeward and perpendicular to the shoreline for two hundred (200) feet; and

(iii) the northern boundary formed by a line running parallel to the shoreline and terminating at the lakeward-most points of the western boundary and the eastern boundary.

(Natural Resources Commission; [312 IAC 5-8-2](#); filed Mar 23, 2001, 2:50 p.m.: 24 IR 2378, eff Jan 1, 2002; readopted filed May 29, 2008, 1:53 p.m.: [20080625-IR-312080057RFA](#); errata filed Jun 2, 2009, 10:29 a.m.: [20090624-IR-312090386ACA](#); filed Jul 9, 2014, 11:13 a.m.: [20140806-IR-312140025FRA](#); readopted filed Jul 17, 2014, 3:46 p.m.: [20140813-IR-312140067RFA](#))

[Notice of Public Hearing](#)

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