

58 CSR 25C

This legislative rule is filed for technical purposes

by the

Division of Natural Resources Law Enforcement Section

All changes are shown by strike-throughs for deleted
language and underlined for new language

August 1, 1995

TECHNICAL CHANGES TO

TITLE 58

DIVISION OF NATURAL RESOURCES
LEGISLATIVE RULES

"BUREAU OF COMMERCE" was added to the title of this rule. In addition, the following technical changes were made:

58 CSR 25C - Special Motorboating Regulations

1. 58 CSR 25C is changed to 58 CSR 27 and renumbered accordingly throughout the rule.

FILED

TITLE 58
LEGISLATIVE RULE
BUREAU OF COMMERCE
DIVISION OF NATURAL RESOURCES

AUG 1 4 34 PM '95

SERIES 25C 27 OFFICE OF WEST VIRGINIA
SPECIAL MOTORBOATING REGULATIONS SECRETARY OF STATE

§58-25C 27-1. General.

1.1. Scope and Purpose. -- These regulations establish no wake zones for certain waters of this State.

1.2. Authority. -- W. Va. Code §§20-7-22 and 20-7-23.

1.3. Filing Date. -- April 20, 1992

1.4. Effective Date. -- May 10, 1992

§58-25C 27-2. Definitions.

2.1. "Director" means the Director of the West Virginia Division of Natural Resources.

2.2. "Motorboat" means any vessel propelled by an electrical, steam, gas, diesel or other fuel propelled or driven motor, whether or not such motor is the principal source of propulsion, but does not include a vessel that has a valid marine document issued by the United States Bureau of Customs or any successor federal agency.

2.3. "No Wake Speed Zone" means an area restricting motorboats from attaining a speed which would produce a wake that would noticeably disturb other motorboats or other vessels, docks, piers, or any other shoreline facility within the designated area.

§58-25C 27-3. No Wake Speed Zones.

3.1. The following areas are designated as no wake speed zones:

3.1.1. The back channel of Middle Island on the Ohio River beginning at Ohio River MP 155.1 and extending four hundred and sixty-eight feet (468 ft.) upstream to the St. Marys city limit.

§58-25C 27-4. Posting of Signs.

4.1. The City of St. Marys, West Virginia, is responsible for the posting of signs designating the zone. Signs shall meet the approval of the director. Any buoys or other structures placed in the water must be approved by the U.S. Army Corps of Engineers.