

MOUNTAIN ISLAND LAKE MARINE COMMISSION
Policy Guidelines for Considering A No-Wake Zone
(October 28, 1998)

Note: The following policy considerations are neither exclusive nor mandatory, but merely helpful in guiding the public and the Mountain Island Lake Marine Commission through the No-Wake Zone application and approval process.

Policy Considerations for No-Wake Zones

- 1) No-Wake Zones are a type of regulation that affects behavior of the boating population within a specific area. The decision to approve a no-wake zone could impact other portions of a particular lake.
- 2) A request for a no-wake zone should be seriously considered for approval for reasons of safety or environmental which cannot reasonably be resolved through other means.
- 3) No-wake zone requests should not be considered until a law enforcement investigation and recommendation has been completed and submitted to the Marine Commission. The law enforcement recommendation is provided to the Marine Commission as information only. The Marine Commission may accept recommendations from other sources.
- 4) A public notice will be given of no-wake consideration. Typically, this may occur through the placement of such consideration on the meeting agenda of the Mountain Island Lake Marine Commission. A public hearing may be held at the discretion of the Marine Commission.
- 5) Applicant(s) (or authorized designee) for a no-wake zone may be required to attend a Marine Commission meeting to explain the request.
- 6) The Marine Commission may establish a time period before an area can be reconsidered.
- 7) Marine Commissioners having a potential conflict of interest such as but not limited to; living in the area, having relatives living in the area, etc. should bring this conflict of interest to the full Commission's attention and request to be exempt from voting.
- 8) The Commission may encourage applicants to pay for the initial cost and maintenance of the buoys. The Marine Commission will arrange for the purchase and installation.
- 9) A regular inventory of official no-wake zones should be conducted by the Marine Commission.
- 10) The Marine Commission's role in establishing no-wake zones should be to make a recommendation to the N.C. Wildlife Resources Department. In special cases the Marine Commission may approve a no-wake zone under any legislative authority which allows such action.
- 11) The Marine Commission may serve as an initial applicant for no-wake zones.
- 12) Restrictions may include revisiting, requiring payment, partial payment, etc.

MOUNTAIN ISLAND LAKE MARINE COMMISSION
Guidelines for Applying For A No-Wake Zone
(October 28, 1998)

Note: The following procedure guidelines are neither exclusive nor mandatory, but merely helpful in guiding the public and the Mountain Island Lake Marine Commission through the No-Wake Zone application and approval process.

- 1) Any citizen or group of citizens may apply for a no-wake zone by completing a Request for No-Wake Zone form that is available from the Mountain Island Lake Marine Commission. Incomplete forms may not be accepted by the Commission.
- 2) A request for a no-wake zone will be considered for approval for reasons of safety or environmental concerns which cannot be reasonably resolved through other means.
- 3) Applicants should be as specific as possible in their request identifying the cove and recommending where the markers should be placed. This recommendation is provided to the Marine Commission as information only.
- 4) A map must be included showing the proposed no-wake zone area and where buoys should be placed. Ten copies of the maps, photos and any other evidence should also be submitted.
- 5) Applicants (or authorized designee) may be required to appear before the Commission to explain his or her request.
- 6) The Commission may hold a public hearing on any request.
- 7) No-wake zone requests should not be considered until a law enforcement investigation and recommendation has been completed and submitted to the Marine Commission. The Marine Commission will request this law enforcement investigation. The law enforcement recommendation is provided to the Marine Commission as information only. Recommendations from other sources may be received by the Marine Commission.
- 8) The Marine Commission may establish a time period before an area can be reconsidered.
- 9) Applicants may be required to pay for the cost (including replacement and maintenance associated with the buoys) of the buoys in any no-wake zone. The Marine Commission will arrange for the purchase and installation.
- 10) The Marine Commission may consider a no-wake zone request and make a recommendation to the N.C. Wildlife Resources Department. In special cases the Marine Commission may approve a no-wake zone under any legislative authority which allows such action.
- 11) The Marine Commission shall assume no liability relating to the approval/denial of any no-wake request or relating to the purchase, installation or maintenance of any buoys.
- 12) These procedures shall take effect on October 28, 1998

**MOUNTAIN ISLAND LAKE MARINE COMMISSION
REQUEST FOR NO-WAKE ZONE**

Date of Request _____

Applicant's Name: _____ Applicant's Email: _____

Applicant's Address, City, State, Zip: _____

Applicant's Phone: (H) _____ (W) _____ (FAX) _____

Petition Attached? Yes No

(A petition may be attached but is not required to apply for a No-Wake Zone.)

County In Which The No-Wake Zone Is Proposed? (Please describe the area and attach a map indicating where the buoys should be placed) You may use additional pages if necessary.

Please describe the specific problems that are occurring in the area and what steps have been taken to resolve the problem before requesting the No-Wake Zone? What do you expect the no-wake zone to do to solve this problem? You may use additional pages if necessary.

Are you willing to pay for the buoys and attaching hardware and maintenance? (Approximate cost \$ 200)

Yes No Applicant Signature: _____

Law Enforcement Recommendation:

Recommendation for Approval Recommendation with Modification
 Recommendation for Disapproval

Comments/Restrictions: _____

Investigating Officer/Agency

Date

Marine Commission Recommendations:

Approve Disapprove

Comments/Restrictions/Modifications: _____

Commission Signature

Date

Disclaimer Information:

The Mountain Island Lake Marine Commission assumes no liability relating to the approval or denial of any no-wake zone request or relating to the purchase, installation or maintenance of any buoys. Please return to Attn: Annette Lawing, Mountain Island Lake Marine Commission at P.O. Box 35008, Charlotte, NC 28235. Telephone Number (704) 348-2736, Fax Number (704) 347-4710 Email: alawing@centralina.org

