

Regulation of the
**Department of Energy and Environmental
Protection**

Concerning
Lake Waramaug Slow-No-Wake Zone

Regulations adopted after July 1, 2013, become effective upon posting to the website of the Secretary of the State, or at a later date specified within the regulation.

Website posted on
December 12, 2014

Effective Date
December 12, 2014

Approved by the Attorney General on
October 23, 2014

Approved by the Legislative Regulation Review
Committee on
November 25, 2014

Received and filed in the Office of the
Secretary of the State on
December 8, 2014

Electronic copy with agency head certification statement
submitted to the Office of the
Secretary of the State on
December 8, 2014

Published in the Connecticut Law Journal on

Purpose and Legal Disclaimer: This form was designed to facilitate submission of the "statement from the department head" required by CGS 4-172(a) as amended by PA 12-92, Section 6. This form does not constitute legal advice. The Office of the Secretary of the State (SOTS) is not authorized to provide legal advice to state agencies. Consult with your agency's legal counsel before completing and submitting this form for filing

Instructions: (1) Save a copy of this document to your computer; (2) To enter data, use the Tab key to move between fields, or click-and-highlight an entire <text field>; (3) When complete, submit to your agency's legal counsel for review and approval; (4) After approval by counsel, PRINT and submit to your agency head for his/her original signature; (5) Scan the originally-signed form and submit it as an email attachment, along with the electronic copy of the regulation that the statement certifies, to regulations.sots@ct.gov; (6) retain the originally-signed copy for your agency's regulation-making record.

Submit the electronic copy and its certification statement to the Secretary of the State at regulations.sots@ct.gov concurrently with the paper copy of the original regulation, as required by CGS Section 4-172 as amended.

Electronic Copy Certification Statement

I, **Robert Klee, Commissioner of the Department of Energy and Environmental Protection**, in accordance with the provisions of Section 4-172 of the *General Statutes of the State of Connecticut*, do hereby certify:

That the electronic copy of a regulation concerning "**Lake Waramaug Slow-No-Wake Zone**", which was approved by the Legislative Regulation Review Committee on **November 25, 2014**, and which shall be submitted electronically for filing to the Secretary of the State by **Timothy F. Delgado** of this agency on **December 9, 2014**, is a true and accurate copy of the original regulation approved in accordance with Sections 4-169 and 4-170 of the *General Statutes of the State of Connecticut*.

In testimony whereof, I have hereunto set
my hand on **December 8, 2014**.



(Signature of agency head)

IMPORTANT: Use this form (REGS-1) to submit permanent regulations to the Legislative Regulation Review Committee.
For *emergency regulations*, use form REGS-1-E instead.
For *non-substantive technical amendments and repeals* proposed without prior notice or hearing as permitted by subsection (g) of CGS 4-168, as amended by PA 13-247 and PA 13-274, use form REGS-1-T instead.

Please read the additional instructions on the back of the last page (Certification Page) before completing this form. Failure to comply with the instructions may cause disapproval of proposed regulations.

State of Connecticut
REGULATION
of the

NAME OF AGENCY: Department of Energy and Environmental Protection

Concerning

SUBJECT MATTER OF REGULATION: Lake Waramaug Slow-No-Wake Zone

The Regulations of the Connecticut State Agencies are amended by adding section 15-121-B15p as follows:

(NEW) Lake Waramaug Special Regulation. No person shall operate a motorboat on Lake Waramaug in the towns of Washington, Warren and Kent in excess of slow-no-wake from May 15 through September 15, inclusive, in the cove adjacent to Lake Waramaug State Park in the area beginning at the northernmost tip of the cove, bounded by the shorelines, and southerly from said northernmost tip for a distance of 1,300 feet.

Statement of Purpose

Pursuant to CGS Section 4-170(b)(3), "Each proposed regulation shall have a statement of its purpose following the final section of the regulation." Enter the statement here.

Under this proposal, the boating safety regulations will be amended to add a Slow-No-Wake zone on Lake Waramaug in the northern portion of the cove adjacent to Lake Waramaug State Park from mid-May to mid-September, for the purpose of minimizing user conflicts by controlling boat wakes from powerboats in an area frequented by bathers and occupants of manually-propelled vessels during the time of year when user conflict is most likely to occur. The term "Slow-No-Wake" is defined in Section 15-121-A1 of the Regulations of the Connecticut State Agencies.

The proposal of this amendment as written is compelled by the 16 May 2013 vote of the Town of Warren legislative body and petition of ten or more persons, as prescribed under Section 15-136(b)(2).

There is no anticipated fiscal impact to the municipality or to the State. There is no anticipated adverse impact to small business.

This proposal is offered under the authority granted to the Commissioner in Section 15-121(b)(11) of the General Statutes.

CERTIFICATION

This certification statement must be completed in full.

I hereby certify that the above Regulation(s)

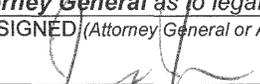
- 1) is/are (check all that apply) adopted amended repealed by this agency pursuant to the following authority(ies): (complete all that apply)
- a. **Connecticut General Statutes section(s) 15-121 and 15-136.**
- b. **Public Act Number(s) _____.**
 (Provide public act number(s) if the authorizing act has not yet been codified in the Connecticut General Statutes.)

And I further certify

- 2) that **Notice of Intent** to adopt, amend or repeal said regulation(s) was electronically submitted to the Secretary of the State on 30 September 2013, and posted to the Secretary's regulations website on 1 October 2013; (Insert dates notice was (a) emailed to the Secretary of the State and (b) posted on the Secretary's website, if notice and posting were required by CGS 4-168, as amended by PA 13-247 and PA 13-274.)
- 3) and that a public hearing regarding the proposed regulation(s) was held on 8 November 2013 or that no public hearing was held; (Insert date(s) of mandatory public hearing(s) held pursuant to CGS 4-168(a), as amended, or other applicable statute, and/or voluntary hearing, or if no hearing was held, check the box for that statement.)
- 4) and that notice of **Decision to Take Action** on said regulations was electronically submitted to the Secretary of the State on 8 July 2014, and posted to the Secretary's regulations website on 11 July 2014; (Insert dates notice was (a) emailed to the Secretary of the State and (b) posted on the Secretary's website, if notice and posting were required by CGS 4-168, as amended by PA 13-247 and PA 13-274.)
- 5) and that said regulation(s) is/are **EFFECTIVE** (check one, and complete as applicable)
 When posted online by the Secretary of the State.

OR on (insert date) _____.

6) SIGNED (Head of Board, Agency or Commission) 	OFFICIAL TITLE, DULY AUTHORIZED <u>Commissioner</u>	DATE <u>10/17/14</u>
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APPROVED by the Attorney General as to legal sufficiency in accordance with CGS Section 4-169, as amended.		
DATE <u>10/23/14</u>	SIGNED (Attorney General or AG's designated representative)  <u>Joseph Rubin</u>	OFFICIAL TITLE, DULY AUTHORIZED <u>ASSOC. ATTY. GENERAL</u>

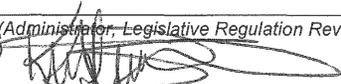
Proposed regulations are **DEEMED APPROVED** by the Attorney General in accordance with CGS Section 4-169, as amended, if the Attorney General fails to give notice to the agency of any legal insufficiency within thirty (30) days of the receipt of the proposed regulation.

(For Regulation Review Committee Use ONLY)

APPROVED in WHOLE or WITH technical corrections deletions substitute pages

DEEMED APPROVED, pursuant CGS 4-170(c), as amended.

Rejected without Prejudice Disapproved, pursuant to CGS 4-170(c), as amended.

By the Legislative Regulation Review Committee in accordance with CGS Section 4-170, as amended	DATE <u>11-25-14</u>	SIGNED (Administrator, Legislative Regulation Review Committee) 
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In accordance with CGS Section 4-172, as amended by PA 13-247 and PA 13-274, one certified paper copy and one electronic copy with agency head certification statement received on the date(s) specified below.

DATE	SIGNED (Secretary of the State)	BY

(For Secretary of the State Use ONLY)

Date Posted to SOTS Regulations Website:

Date Electronic Copy Forwarded to the Commission on Official Legal Publications:

SOTS file stamp: