

Regulation of the
Department of Energy and Environmental Protection
Concerning
**Extension of Squantz Cove (Candlewood Lake)
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:
October 5, 2015

EFFECTIVE DATE:
October 5, 2015

Approved by the Attorney General on
July 2, 2015

Deemed Approved by the Legislative Regulation Review Committee pursuant to Section 4-173(c) of the General Statutes of the State of Connecticut on
September 10, 2015

Received and filed in the Office of the Secretary of the State on
September 22, 2015

Electronic copy with agency head certification statement submitted to the Office of the Secretary of the State on
September 22, 2015

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 **Extension of Squantz Cove (Candlewood Lake) Slow-No-Wake Zone**, which was deemed approved by the Legislative Regulation Review Committee on **10 September 2015**, and which shall be submitted electronically for filing to the Secretary of the State by **Timothy F. Delgado** of this agency on **22 September 2015**, 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 **September 16, 2015**.



(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: Extension of Squantz Cove (Candlewood Lake) Slow-No-Wake Zone

Section 15-121-B15a(a) of the Regulations of the Connecticut State Agencies is amended as follows:

(a) On the waters of Candlewood Lake, including Squantz Pond, [no person shall operate a vessel in excess of the following speed limits] the following restrictions shall apply:

(1) [25] No person shall operate a vessel in excess of twenty-five (25) miles per hour from [one half] one-half hour after sunset to [one half] one-half hour before sunrise;

(2) [45] No person shall operate a vessel in excess of forty-five (45) miles per hour [daytime limit] from one-half hour before sunrise to one-half hour after sunset;

(3) Within the area of Lattins Cove, from the end northerly for two-thousand five-hundred (2,500) feet no person shall operate a vessel in excess of Slow-No-Wake[. Said Slow-No-Wake area may at and by the sole discretion of the commissioner, be otherwise delineated by regulatory marker(s).] ; and

(4) Within the area of Squantz Cove, from the causeway southeasterly for [one] two- thousand [five hundred] five-hundred (2,500) feet [shall be a] no person shall operate a vessel in excess of Slow-No-Wake, [area. Said Slow-No-Wake area may at and by the sole discretion of the commissioner, be otherwise delineated by regulatory marker(s).]

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 extend an existing Slow-No-Wake zone in Squantz Cove, Candlewood Lake, in the Town of New Fairfield. The proposal of this amendment as written is compelled by the 12 June 2014 vote of the Town of New Fairfield legislative body and petition of ten or more persons, as prescribed under Section 15-136(b)(2).

This proposal seeks to "improve safety on the waters of Squantz Cove and to minimize potential for damage to boats, docks and other property by excessive wakes...created by boats leaving and entering the State boat launch and using the confined waters of Squantz Cove at high speed..." (attachment to a letter to Robert Klee, DEEP Commissioner, from Susan Chapman, First Selectman, New Fairfield, 16 June 2014). The term "Slow-No-Wake" is defined in Section 15-121-A1 of the Regulations of the Connecticut State Agencies.

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 page—see Instructions on back)

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(b)(11) and 15-136(b).
- 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 10/6/14, and posted to the Secretary's regulations website on 10/9/14; (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 10/29/14 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 6/10/15, and posted to the Secretary's regulations website on 6/10/15; (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	DATE
	Commissioner	6/23/15

APPROVED by the Attorney General as to legal sufficiency in accordance with CGS Section 4-169, as amended.		
DATE	SIGNED (Attorney General or AG's designated representative)	OFFICIAL TITLE, DULY AUTHORIZED
7/2/15		ASSOC. ATTY. GENERAL

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	SIGNED (Administrator, Legislative Regulation Review Committee)
	9-10-15	

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