

LOUISA COUNTY COLD SIDE NO-WAKE BUOY APPLICATION PROCEDURE

The attached information packet is being supplied to help the no-wake buoy applicant through the application process. Please read the enclosed information and follow all instructions carefully. This packet contains:

- Rules for Establishment of Uniform Regulatory Markers on the Public Water of Virginia (6 pages)
- Commonwealth of Virginia Application for Establishment of Regulatory Markers on Public Waters of Virginia (2 pages, 2 copies included)
- A list of buoy manufacturers, distributors, or dealers (1 page)
- Louisa County Code, Sections 82-26, 82-27, 82-28, 82-30, and 82-31 (2 pages)
- Louisa County Resolution 97.085: To Amend the Louisa County Code, Chapter 82: Waterways (2 pages)
- Louisa County Resolution 98.244: For a Public Hearing on Proposed Changes to County Ordinance 82-28: Regulatory Markers- Application of Installation (1 page)

Each applicant should submit a detailed letter with his/her application explaining the need for a no-wake buoy(s). The importance of this letter cannot be over emphasized. The letter should contain an explanation justifying the need for a buoy(s). Lake Anna is a public waterway and the boating public has a right to traverse the lake without undue restrictions. State law does not permit the placement of a no-wake buoy simply because someone wants to slow down boat traffic. The County's primary concern when reviewing an application relates the issue of potential wake hazards and public safety.

When writing the letter or any other attached correspondence, it *must* be addressed to:
Virginia Department of Game and Inland Fisheries
Law Enforcement Boating Coordinator
Post Office Box 11104
Richmond, Virginia 23230

However, State regulations require the application and all accompanying documents to be initially forwarded to:

Louisa County Administration
1 Woolfolk Avenue
Post Office Box 160
Louisa, Virginia 23093

Therefore, please send all documents to Administration and do not actually send documents to Department of Game and Inland Fisheries (DGIF). Administration will review the application

and arrange for a County inspection of the proposed buoy site. A copy of the application will be sent to the Lake Anna Advisory Committee Navigation Subcommittee along with a request for their independent buoy recommendation. The County will send a public notice letter to all nearby property owners notifying them of the application and requesting their comments concerning the application. The County Administrator, after reviewing all documentation pertaining to the buoy application, will write an approval or denial recommendation to DGIF. The County has the authority to modify an application. However, no modifications will be submitted to DGIF without prior notification to the applicant.

DGIF requires an applicant to furnish the latitude and longitude coordinates for the proposed buoy(s). The County can attempt to assist an applicant in determining the coordinates. However, arranging a convenient meeting can sometimes delay the application process. Applicants can expedite the processing time by obtaining their own coordinates. Many boaters, hunters, or fishermen have small hand held Global Positioning System (GPS) devices that can do that.

As previously indicated, DGIF requires a buoy location map to be submitted along with the application. The GPS coordinates should be noted on the map. The map should also contain the lake location along with distance measurements between the proposed buoy(s) and several nearby reference points (docks, homes, or other nearby landmarks). Please remember the proposed buoy(s) should be located within a reasonable distance of the shoreline and must not present a danger to watercraft.

County Code Section 82-28 requires adjacent property owners to be notified of the application. The county will assume the responsibilities of sending the Public Notice letters. The notice will advise nearby property owners of the application and give them an opportunity to make comments about the application. Applicants are encouraged to contact all nearby water front property owners and discuss the reasons for the buoy request. Neighborhood support of the request is important to the approval process.

A non-refundable \$50.00 application fee is required when the application is mailed in or dropped off. Payment should be in the form of a check or cash and checks should be made payable to Louisa County.

A county employee will attempt to meet the applicant at some convenient time and conduct a joint inspection of the proposed buoy location. Applicants who cannot meet with the county employee may attempt to make telephone contact with the employee prior to the actual site survey. The Lake Anna Advisory Committee may also visit the proposed buoy site and attempt to make contact with the applicant. As indicated, the County, after reviewing all applicable information, will forward a recommendation letter to DGIF. The state will review the application, consider the County recommendation, conduct its own site inspection, and make an independent decision as to their approval or denial of the application. The final approval or denial decision is made by DGIF. The applicant will receive the approval or denial letter in the mail from DGIF.

Please remember the application and all required attachments must be processed through the County Administrator's Office. As indicated, it's extremely important for an applicant to accurately identify their safety concerns and justifying the buoy(s) placement. All proposed buoy locations should be within a reasonable distance of the shoreline and not create a potential hazard to the boating public. Applications appearing to have been submitted for the sole purpose of unnecessarily slowing boat traffic, or needlessly impeding marine traffic in large cove areas will be denied.

If you have any questions, please contact Alexandra Dixon at (540) 967-3400.

RULES FOR ESTABLISHMENT OF UNIFORM REGULATORY MARKERS ON THE PUBLIC WATERS OF VIRGINIA

1. PURPOSE

In order to promote boating safety and minimize interference between users of public waters, a system of uniform regulatory markers has been adopted by Virginia and other states. This system, to be administered by the Department, has been developed as a supplement to the Coast Guard system. Its principal purpose is to convey to the small craft operator, without the need for reference charts or published regulations, the presence of natural or artificial hazards and zoned areas where boat operation is, in some manner, restricted or controlled.

2. APPLICATION

On public waters of the State not marked by an agency of the United States, application may be made (form attached) for regulatory markers or aids to navigation as permitted by the following:

CODE OF VIRGINIA

§ 29.1-744. Local regulation; application for placement or removal of "no wake" buoys, etc.

- A. Any political subdivision of this Commonwealth may, at any time, but only after public notice, formally apply to the Board for special rules and regulations with reference to the safe and reasonable operation of vessels on any water within its territorial limits and shall specify in the application the reasons which make the special rules or regulations necessary or appropriate.
- B. The Board is authorized upon application by a political subdivision or its own motion to make special or general rules and regulations with reference to the safe and reasonable operation of vessels on any waters within the territorial limits of any political subdivision of this Commonwealth. Without limiting the generality of the grant of such power, a system of regulatory or navigational markers may be adopted by the Board. Nothing in this section shall be construed to affect the application of any general law concerning the tidal waters of this Commonwealth.
- C. Any county, city or town of this Commonwealth may enact ordinances which parallel general law regulating the operation of vessels on any waters within its territorial limits, including the marginal adjacent ocean, and the conduct and activity of any person using such waters. The locality may also provide for enforcement and penalties for the violation of the ordinances, provided the penalties do not exceed the penalties provided in this chapter for similar offenses.
- D. After notice to the Department, any county, city or town may, by ordinance, establish "no wake" zones along the waterways within the locality in order to protect public safety and

prevent erosion damage to adjacent property. However, any county that is adjacent to an inland lake (i) more than 500 feet above sea level and (ii) of 20,000 acres or more and wholly located within the Commonwealth may, by ordinance, establish "no wake" zones along such lake within the locality in order to protect public safety or prevent erosion damage to adjacent property. The markers and buoys designating a no wake zone shall conform to the requirements established by the Board. Any marker or buoy which is not placed in conformance with the regulations of the Board or which is not properly maintained shall be removed by the locality. The locality may provide for enforcement and penalties for the violation of the ordinance.

- E. Any person who desires to place or remove "no wake" buoys or other markers relating to the safe and efficient operation of vessels pursuant to any local ordinance shall apply to the local governing body. The local governing body shall approve, disapprove or approve with modifications the application and forward it to the Director, who shall approve, disapprove or approve with modifications within thirty days the placement and type of marker to be used or the removal of "no wake" buoys or other markers. The cost of the purchase and placement or the removal of the buoys or markers shall be borne by the person requesting the placement or removal of the buoys or markers. Any marker or buoy which is not placed in conformance with the regulations of the Board or which is not properly maintained may be removed by the Department. "No wake" buoys or other markers placed prior to July 1, 2001, shall only be removed when no longer required for the safe and efficient operation of vessels pursuant to any local ordinance.

§ 29.1-734. Authorization for and placing of markers in waters of the Commonwealth used for public swimming areas; no motorboating, waterskiing in marked area.

- A. Any owner of real estate which touches any of the waters of this Commonwealth or the agent of the owner may petition the Board to authorize the placing of markers approved by the Board around a public swimming or bathing area.
- B. The Department, upon receiving the petition and sufficient proof that the water adjacent to the real estate is used in whole or in part as a public swimming or bathing area, may authorize the placement of the markers to designate the area as a swimming or bathing area.
- C. The cost of the purchase and placement of the markers shall be borne by the party requesting the placement of the markers.
- D. No person shall operate a motorboat or manipulate skis within the area of the waters of the Commonwealth marked under this section. Persons violating this subsection shall be guilty of a Class 4 misdemeanor.

DEPARTMENT REGULATION

4 VAC 15-370-50. Regulatory markers and aids to navigation.

- A. Under the provisions of Chapter 7 of Title 29.1 of the Code of Virginia a system of regulatory markers and a lateral buoyage marking system of aids to navigation are hereby adopted on all public waters of the Commonwealth not marked by an agency of the United States. Regulatory markers will be white with international orange bands. A vertical open-faced diamond shape with a white center shall denote danger. A vertical open-faced diamond shape with an inside cross shall denote a prohibition of all vessels. A circular shape with a white center shall denote a control or restriction. A rectangular shape shall denote information other than a danger, control or restriction. No regulatory marker, aid to navigation or other waterway marker affecting the safety, health or well-being of a boat operator, excepting those placed by an agency of the United States or a political subdivision of this Commonwealth as authorized in §29.1-744 D of the Code of Virginia, shall be placed in, on or near the water unless authorized by the department.
- B. When buoys are used as regulatory markers, they shall be white with horizontal bands of international orange, having a minimum width of three inches, placed completely around the buoy circumference. One band shall be at the top of the buoy, with a second band placed just above the waterline so that both bands are clearly visible to approaching watercraft. The area of the buoy body visible between the two bands shall be white and not less than 12 inches in height. No buoy shall be less than 24 inches in overall height from the waterline.
- C. Where a regulatory marker consists of a sign displayed from a marine structure, post or piling, the sign shall be white, with an international orange border having a minimum width of three inches. The geometric shape associated with the meaning of the marker shall be centered on the signboard.
- D. The size of the display area shall be as required by circumstances, except that no display area shall be smaller than one foot in height. The outside width of the diamond, the inner diameter of the circle, and the average of the inside and outside widths of a square shall be two-thirds of the display area. The side of the diamond shall slope at a 35° angle from the vertical on the plane surface. Approximate adjustments for curvature may be made when applied to a cylindrical surface.
- E. Explanatory words may be added outside the diamond with a center cross, the open diamond and the no wake circle on fixed markers only, and shall be added to the inside of the circle, square and rectangle. The letters of such words shall be black, in block characters of good proportion, spaced in a manner that will provide maximum legibility, and of a size that will provide the necessary degree of visibility. Applicable words include, but are not limited to:
1. Open faced diamond: rock, snag, cable, dam, dredge, shoal, reef, wreck.
 2. Diamond with cross: dam, swim area, rapids, no boats.

3. Circle: no skiing, no wake, no anchoring, no fishing, no scuba, no boats, ski only, fishing only, for wording inside the circle; and entering no wake zone, leaving no wake zone, for wording outside the circle.
 4. Square or rectangle: information other than a danger, control or restriction, which may contribute to health, safety, or well-being of boaters, such as place names, arrows indicating availability of gas, oil, groceries, marine repairs, limits of controlled areas, or approaching controlled area.
- F. Waterway markers shall be made of materials that will retain the characteristics essential to their basic significance, such as color, shape, legibility and position, despite weather or other exposures.
 - G. Regulatory markers shall be placed where they are reasonably visible from boats approaching the marker and the visibility of the marker shall be maintained.
 - H. Written approval of the department must be obtained before relocation of any marker.
 - I. The person responsible for the marker shall immediately notify the department when any approved marker is removed or destroyed. Such marker shall be replaced without unnecessary delay.
 - J. After notification to the person responsible for the marker, the department may cancel for reasonable cause any marker authorization. Such marker shall be removed by the person responsible for the marker without unnecessary delay. Should the marker not be removed within a reasonable amount of time, the department may remove the marker or have it removed at the expense of the person responsible for the marker.
 - K. The political subdivision or agency making application shall certify that the markers to be installed conform to the above provisions.
 - L. It shall be unlawful to enter, use, or occupy public waters for a purpose contrary to the use indicated on markers authorized by the department, or placed by an agency of the United States or a political subdivision of this Commonwealth.
 - M. It shall be unlawful to moor or attach a vessel to a marker other than an approved mooring buoy, or move, remove, displace, tamper with, damage or destroy a marker authorized by the department, placed by an agency of the United States or placed by a political subdivision of this Commonwealth.
3. **NECESSITY FOR MARKERS**

A letter of necessity must be submitted with the application and must state clearly the need for regulatory markers.

4. LOCATION

- A. All regulatory markers shall be colored white with international orange bands.
- B. When buoys are used as regulatory markers they shall be white with horizontal bands of international orange, having a minimum width of 3", placed completely around the buoy circumference. One band shall be at the top of the buoy, with a second band placed just above the waterline so that both bands are clearly visible to approaching watercraft. The area of the buoy body visible between the two bands shall be white and not less than 12" in height. No buoy shall be less than 24" in overall height from the waterline.
- C. The geometric shape displayed on a regulatory marker is intended to convey specific meaning to a vessel. Geometric shapes shall be placed on the white portion of the buoy body and shall be colored international orange. The authorized geometric shapes and meaning associated to each shape are:
 - 1. A vertical open faced diamond to mean danger;
 - 2. A vertical open faced diamond shape having a cross centered in the diamond to mean prohibition of all vessels.
 - 3. A circular shape to mean that watercraft operated in an area so marked are subject to certain operating restrictions.
 - 4. A square or rectangle shape with information or directions lettered inside the borders.
- D. Where a regulatory marker consists of a sign displayed from a structure located on a marine site, the sign shall be white, with an international orange border having a minimum width of 3". The geometric shape associated with the meaning of the marker shall be centered on the sign board.
- E. The size of the display area shall be as required by circumstances, except that no display area shall be smaller than one foot in height. The outside width of the diamond, the inner diameter of the circle, and the average of the inside and outside widths of a square shall be two-thirds of the display area. The side of the diamond shall slope at a 35 degree angle from the vertical on the plane surface. Approximate adjustments for curvature may be made when applied to a cylindrical surface.
- F. Explanatory words may be added outside the diamond with a center cross and the open diamond, and shall be added to the inside of the circle, square and rectangle. The letters of such words shall be black, in block characters of good proportion, spaced in a manner than will provide maximum legibility, and of a size which will provide the necessary degree of visibility. Suggested words are:

1. Open faced diamond: rock, snag, cable, dam, dredge, shoal, reef, wreck, etc.
2. Diamond with cross: dam, swim area, rapids, no boats, etc.
3. Circle: no ski, no wake, no anchor, no fishing, no scuba, no prop boats, ski only, fishing only, etc.
4. Square or rectangle: information other than a danger, control or restriction, which may contribute to health, safety, or well-being, place names, distances arrows indicating availability of gas, oil, groceries, marine repairs, etc.

G. Materials. Waterway markers shall be made of materials which will retain, despite weather or other exposures, the characteristics essential to their basic significance, such as color, shape, legibility and position.

H. Certification. The political subdivision, agency, or individual making application shall certify that the markers to be installed conform with the above provisions.

I. A suggested list of manufacturers from whom approved markers may be obtained is available from the Department.

6. COST AND MAINTENANCE OF MARKERS

All costs connected with the establishment and maintenance of uniform waterway markers shall be assumed by the political subdivision, agency or individual making application and requesting authorization to install same. All markers shall be maintained in proper condition.

7. CANCELLATION OR CHANGE OF MARKERS

- A. Written approval of the Department must be obtained before effecting the relocation of any marker.
- B. If any marker is removed, by the permittee for any reason, the Department shall be notified within 10 days of such removal.
- C. The Department may cancel for reasonable cause any marker authorization after notification to the permittee. Such marker shall be removed without expense to the Department.

8. ENFORCEMENT

Every game warden and every other law enforcement officer of this state and its subdivision may enforce proper observance by watercraft operators of any marker installed under authorization by the Board under Department Regulations 4 VAC 15-370-50.

**COMMONWEALTH OF VIRGINIA
DEPARTMENT OF GAME AND INLAND FISHERIES**

*Application for Establishment of Regulatory Markers on
Public Waters of Virginia*

Date of Application _____ Proposed Date of Installation _____

A. APPLICANT

1. Name of Political Subdivision or Agency _____ Telephone Number _____
2. Name and address of individual to be responsible for installation and maintenance
_____ Daytime Tel. No. _____

B. NECESSITY OF REASON FOR REQUESTED MARKERS

1. Attach a letter, with two signed copies, addressed to Boating Coordinator, Department of Game and Inland Fisheries, P.O. Box 11104, Richmond, VA 23230, explaining conditions which make such markers necessary.
2. Political subdivision – attach three copies of public notice and proposed regulation or ordinance, which has been issued prior to this application.

C. LOCATION OF MARKERS

Body of Water: _____ **County:** _____

1. Attach three copies of a map, chart section, or drawing to a scale which will readily depict the proposed zoned area to its surroundings showing the location of each marker to be placed in the water and its relation to nearby channels and water patterns. Have inset or attachment showing type of marker to be used at each location.

Latitude: _____ **Longitude:** _____

D. MARKERS

Type and Number of Markers: _____

1. All markers must conform to specification as listed in Rules of Establishment of Uniform Regulatory Markers. State below names of manufacturer of commercial markers that will be used, or, if obtained otherwise, indicate source.

E. CERTIFICATION

The applicant hereby agrees and certifies that all markers authorized by the Department will be installed and maintained at no expense to the Department; that all such markers will conform to the specifications, standards, and conditions set forth in “Rules for Establishment of State Uniform Regulatory Markers on Public Waters of Virginia” and may be inspected at any time, without prior notice, by authorized personnel. Should markers not be maintained in satisfactory condition, the Department may order them removed at no expense to the Department. The applicant agrees that the Department of Game and Inland Fisheries will not be held liable with respect to any and all claims that may result from the installation and maintenance of such markers and the marking of any waters does not convey any exclusive privileges.

(Signature) _____

(Title) _____

INSTRUCTIONS:

Complete two copies. Submit both copies with supporting documentation to:

Office of the County Administrator
County of Louisa
P.O. Box 160
Louisa, VA 23093

Updated June 14, 2016

**COMMONWEALTH OF VIRGINIA
DEPARTMENT OF GAME AND INLAND FISHERIES**

*Application for Establishment of Regulatory Markers on
Public Waters of Virginia*

Date of Application _____ Proposed Date of Installation _____

A. APPLICANT

1. Name of Political Subdivision or Agency _____ Telephone Number _____
2. Name and address of individual to be responsible for installation and maintenance
_____ Daytime Tel. No. _____

B. NECESSITY OF REASON FOR REQUESTED MARKERS

1. Attach a letter, with two signed copies, addressed to Boating Coordinator, Department of Game and Inland Fisheries, P.O. Box 11104, Richmond, VA 23230, explaining conditions which make such markers necessary.
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C. LOCATION OF MARKERS

Body of Water: _____ **County:** _____

1. Attach three copies of a map, chart section, or drawing to a scale which will readily depict the proposed zoned area to its surroundings showing the location of each marker to be placed in the water and its relation to nearby channels and water patterns. Have inset or attachment showing type of marker to be used at each location.

Latitude: _____ **Longitude:** _____

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(Signature) _____

(Title) _____

INSTRUCTIONS:

Complete two copies. Submit both copies with supporting documentation to:

Office of the County Administrator
County of Louisa
P.O. Box 160
Louisa, VA 23093

Updated June 14, 2016

BUOY MANUFACTURERS, DISTRUBUTORS OR DEALERS

Allen-Morrison, Inc.
P.O. Box 11613
Lynchburg, VA 24506
(804) 846-8461

Major Signs
801 N. Main Street
P.O. Box 1382
Suffolk, VA 23434
(804) 539-6611

Tideland Signal Corporation
4310 Directors Row (77092)
P.O. Box 52430
Houston, TX 77052
(713) 681-6101
Paxton Company
P.O. Box 12103
1111 Ingleside Road
Norfolk, VA 23502
1-800-234-7290
(Wholesale only)

Topper Industries, Inc.
P.O. Box 2439
Battle Ground, WA 98604-2439
1-800-332-3625

Travis Blair, Sales Representative
Curd Enterprises, Inc. (Buoys & Floats)
475 Long Point Road
Mount Pleasant, SC 29464
(803) 881-0323
Fax: (803) 881-0655

Smith & Nephew Rolyan, Inc.
P.O. Box 555
Menomonee Falls, WI 53052-0555
(414) 251-7840

Norfolk Marine Co.
5221 Virginia Beach Blvd.
Norfolk, VA 23502
(757) 461-3391

Land 'n' Sea Distributing, Inc.
1340 Azalea Garden Road
Norfolk, VA 23502
(757) 853-7658

Overton's
111 Red Banks Road
P.O. Box 8228
Greenville, NC 27835
1-800-334-6541

Penwalt Corporation
Automatic Power Division
P.O. Box 230738
Houston, TX 77223
(713) 228-5208

Paul W. Goodwin
Watermark Navigation Systems, LLC
12 Gilford East Drive
Gilford, NH 03246
(603) 524-6066
Fax: (603) 527-0666

ARTICLE I. IN GENERAL

Secs. 82-1—82-25. Reserved.

ARTICLE II. BOAT AND WATER SAFETY***Sec. 82-26. Operating boat or manipulating water skis, etc., in reckless manner.**

(a) No person shall operate any motorboat or vessel; manipulate any skis, surfboard, or similar device; or engage in any spearfishing while skindiving or scuba diving, in a reckless manner so as to endanger the life, limb, or property of any person.

(b) When a sign has been posted on land or in the water indicating "No Wake," no person shall operate a motorboat or vessel in any cove or body of water referred to in this article at such a speed as to create a wake, swell or displacement wave within 100 feet of the shoreline, or to create a wake, swell or displacement wave capable of causing damage to the life, limb or property of any person on the water or shore.

(c) Any person who violates any provision of this section shall be guilty of a class 1 misdemeanor.

(Code 1971, §§ 15-11, 15-15)

Sec. 82-27. Regulatory markers.

Under the provision of Code of Virginia, title 29.1, chapter 7, a system of regulatory markers is adopted on public waters of the commonwealth not marked by an agency of the United States. Regulatory markers will be a combination of international orange and white, the symbols and writing adhering to the Virginia Department of Game and Inland Fisheries (VDGIF) regulations. No regulatory marker or other waterway marker affecting the safety, health and well-being of a boat operator, excepting those placed by an agency of the United States, shall be placed in on or near the water unless authorized, designed, placed, and maintained according to rules prescribed by the department of game and inland fisheries.

(Code 1971, § 15-12; Res. of 6-16-97(97.085))

Sec. 82-28. Same—Application for installation.

Any person who desires to place "no wake" buoys or other markers relating to safe and efficient operation of vessels pursuant to this article shall apply to the county administrator, and, for requested regulatory markers on Lake Anna other than "no wake" buoys, the county administrator shall first consult with the Lake Anna Advisory Committee. With regard to "no wake" buoys on Lake Anna, the county administrator will notify the Lake Anna Advisory Committee of requests at the same time as adjoining property owners are contacted. Affected adjoining property owners are to be contacted with respect to all requests, and the applicant

*State law references—Boating laws, Code of Virginia, § 29.1-700 et seq.; boating safety, Code of Virginia, § 29.1-734 et seq.; local regulations, Code of Virginia, § 29.1-744.

shall provide the required number of copies of forms and maps denoting the affected area. The county administrator shall forward a recommendation with the application and maps within 30 days to the Virginia Department of Game and Inland Fisheries who will make a final decision within 30 days regarding the placement and type of marker, if any, to be used.
(Code 1971, § 15-13; Res. of 6-16-97(97.085); Res. of 11-16-98(98.224))

Sec. 82-29. Same—Installation and maintenance.

Upon authorization by VDGIF, the applicant shall place and maintain the approved regulatory marker/s, at the expense of the applicant. Any marker or buoy which is not in conformance with the VDGIF regulations may be removed.
(Code 1971, § 15-14; Res. of 6-16-97(97.085))

Sec. 82-30. Enforcement.

All law enforcement officers may enforce the proper observance by watercraft operators of any marker installed under this article. Violations shall constitute a class 4 misdemeanor.
(Code 1971, § 15-16; Res. of 6-16-97(97.085))

Sec. 82-31. Penalties for violations of article.

Except as otherwise provided in this article, any person who shall violate any provision of this article shall be guilty of a class 4 misdemeanor.
(Code 1971, § 15-15)

**BOARD OF SUPERVISORS
COUNTY OF LOUISA
RESOLUTION**

At a regular meeting of the Board of Supervisors of the County of Louisa held in the Louisa County Office Building at 4:00 p.m. on the 16th day of June, 1997, at which the following members were present, the following resolution was adopted by a majority of all members of the Board of Supervisors, the vote being recorded in the minutes of the meeting as shown below:

<u>PRESENT</u>	<u>VOTE</u>
Stephen C. Harris, Chairman	YES
James W. Pleasants, Vice-Chairman	YES
Ethan A. Call	YES
H. E. Hottinger	YES
Robert L. Johnson	YES
C. Edward Kube, Jr.	YES
P. T. Spencer, Jr.	YES

On motion of Mr. Pleasants, seconded by Mr. Kube, which carried by a vote of 7-0, the following resolution was adopted:

**A RESOLUTION TO AMEND THE LOUISA COUNTY CODE, CHAPTER 82
WATERWAYS**

WHEREAS, Section 82-27., 82-28. and 82-29. of the Louisa County Code currently allows for the installation of "No Wake" signs on coves of Lake Anna or lands adjoining a cove after approval by the County Administrator and Department of Game and Inland Fisheries; and

WHEREAS, it has been advised that the current wording of the Louisa County Code applies only to "No Wake" signs and not all Regulatory Markers as allowed by the Department of Game and Inland Fisheries; thereby requiring a public notice and hearing on all regulatory markers, exclusive of "No Wake" signs.

NOW, THEREFORE BE IT RESOLVED on this the 16th day of June, 1997 by the Louisa County Board of Supervisors that the Louisa County Code be amended to include all Regulatory Markers as allowed by the Department of Game and Inland Fisheries; and that the Louisa County Code is hereby amended as follows:

CHAPTER 82. WATERWAYS

Article II. Boat and Water Safety

Sec. 82-27 Regulatory Markers

Under the provision of Chapter 7 Title 29.1 of the Code of Virginia a system of regulatory markers is adopted on public waters of the Commonwealth not marked by an agency of the United States. Regulatory markers will be a combination of international orange and white, the symbols and writing adhering to the Virginia Department of Game and Inland Fisheries (VDGIF) regulations. No regulatory marker or other waterway marker affecting the safety, health and well-being of a boat operator, excepting those placed by an agency of the United States, shall be placed in on or near the water unless authorized, designed, placed, and maintained according to rules prescribed by the Department of Game and Inland Fisheries.

Sec. 82-28. Regulatory Markers - Application for installation

Any person who desires to place "no wake" buoys or other markers relating to safe and efficient operation of vessels pursuant to this ordinance shall apply to the County Administrator, and for regulatory markers on Lake Anna, the County Administrator shall consult with the Lake Anna Advisory Committee. That official shall cause the applicant to survey other affected adjacent property owners for approval/disapproval, and the completion of appropriate forms and a map denoting the affected area. The County Administrator shall forward a recommendation with the application, to the Director, VDGIF, who shall disapprove or approve with modifications within thirty days the placement and type of marker to be used.

Sec. 82-29. Regulatory Markers - Installation and maintenance

Upon authorization by VDGIF, the applicant shall place and maintain the approved regulatory marker/s, at the expense of the applicant. Any marker or buoy which is not in conformance with the VDGIF regulations may be removed.

Sec. 82-30 Enforcement

All law enforcement officers may enforce the proper observance by watercraft operators of any marker installed under this ordinance. Violations shall constitute a class 4 misdemeanor

A Copy, teste:


J. Jeffrey Lunsford, Clerk
Board of Supervisors
Louisa County, Virginia

**BOARD OF SUPERVISORS
COUNTY OF LOUISA
RESOLUTION**

At a regular meeting of the Board of Supervisors of the County of Louisa held in the Louisa County Public Meeting Room at 5:00 p.m. on the 16th day of November, 1998, at which the following members were present, the following resolution was adopted by a majority of all members of the Board of Supervisors, the vote being recorded in the minutes of the meeting as shown below:

<u>PRESENT</u>	<u>VOTE</u>
C. Edward Kube, Jr., Chairman	Yes
Willie L. Harper, Vice-Chairman	Yes
Fitzgerald A. Barnes	Yes
Stephen C. Harris	Yes
Jane H. Poore	Yes
P. T. Spencer, Jr.	Absent
Jack T. Wright	Yes

On the motion of Mr. Harris, seconded by Mr. Harper, which carried by a vote of 6-0, the following resolution was adopted:

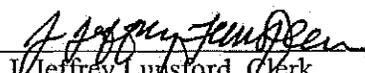
A RESOLUTION FOR A PUBLIC HEARING ON PROPOSED CHANGES TO COUNTY ORDINANCE 82-28: REGULATORY MARKERS - APPLICATION FOR INSTALLATION

WHEREAS, The Board of Supervisors amended its regulatory marker ordinance to mandate consultation with the Lake Anna Advisory Committee on June 16, 1997, and

WHEREAS, the Board of Supervisors has re-evaluated this decision.

NOW, THEREFORE BE IT RESOLVED, by the Louisa County Board of Supervisors on this 16th day of November, 1998, that a proposed amendment changing the wording to County Ordinance 82-28 is hereby adopted: *"...and, for requested regulatory markers on Lake Anna other than "no wake" buoys, the County Administrator shall first consult with the Lake Anna Advisory Committee. With regard to "no wake" buoys on Lake Anna, the County Administrator will notify the Lake Anna Advisory Committee of requests at the same time as adjoining property owners are contacted. Affected adjoining property owners are to be contacted with respect to all requests, and the applicant shall provide the required number of copies of forms and maps denoting the affected area. The County Administrator shall forward a recommendation with the application and maps within thirty days to the Virginia Department of Game and Inland Fisheries who will make a final decision within thirty days regarding the placement and type of marker, if any, to be used."*

A Copy teste:


 Jeffrey Lunsford, Clerk
 Board of Supervisors
 Louisa County, Virginia