

*Proposed Administrative Rules Governing the permitting and placement of swim rafts.*

Saf-C 404.09 Swim Rafts.

(a) No person shall put or place a swim raft in the public waters of the state without a valid permit issued by the director.

(b) Each swim raft placed in public waters shall display reflective material on all 4 sides of the raft which is visible for a distance of at least 150 feet.

(c) Each swim raft placed in public waters shall have owner identification and contact information, including name of owner, shore front address and phone number permanently attached and visible.

(d) An application for a swim raft permit, DSSS 41, shall be submitted to the director by the shore front property owner, or a duly authorized agent.

(e) The following shall be submitted on the application for a swim raft permit, DSSS 41:

(1) Name, address and telephone number of the property owner, both seasonal and permanent;

(2) Name, address and telephone number of the authorized agent for the property owner, if applicable;

(3) Address of shore front property;

(4) Name of the body of water;

(5) Lot number and tax map number of the shore front property;

(6) Name and address of abutters;

(7) Type of swim area, such as:

a. Private or individual swim area;

b. Town or state owned swim area;

c. Private group or association swim area; and

(8) Construction details of swim raft, including:

a. Construction material, such as wood, metal, inflatable; and

b. Size of swim raft, length and width or diameter.

(f) A map or diagram shall be included which shall be accurate in relation to north and shall contain the following:

(1) Shore line and property lines of applicant in feet;

(2) Distance in feet from the shore to the proposed swim raft;

(3) Water depth in feet at furthest point of swim raft;

(4) Locations, dimensions and distance in feet between the swim raft and any moorings, docks, or other structures located on or in front of the applicant's shore frontage; and

(5) Abutter's shore frontages, and location, dimensions and distance in feet to moorings, docks, swim rafts or swim lines, located within 200 feet of applicant's shore frontage.

(g) If a swim line has been placed at the shorefront property, the swim raft shall be positioned within the confines of the permitted swim line.

(h) No swim raft shall be placed more than 50 feet from shore or 8 feet of depth, whichever comes first, unless a request for waiver has been submitted and approved.

(i) An application for a swim raft permit, DSSS 41, shall be signed and dated by the property owner or duly authorized agent.

(j) No permit for a swim raft shall be approved which:

(1) In the opinion of the director constitutes a hazard or obstruction to navigation;

(2) Is placed closer than 20 feet from abutter property lines;

(3) Is placed more than 50 feet from shore or 8 feet of depth, whichever comes first, unless a waiver has been requested and granted, or

(5) Diminishes the residential, recreational or scenic value of the public water in light of the competing uses for the enjoyment of the public water.

(k) Written requests for a waiver of the restrictions imposed in paragraph (j) above shall be submitted to the director on the application form, DSSS 41.

(l) After receipt of a request for a waiver in conformance with (k) above, the director shall conduct a visual inspection of the proposed swim raft site. A waiver shall be granted if the director determines that the proposed swim raft placement does not constitute a hazard or obstruction to navigation. The conditions of the waiver shall appear on the swim raft permit when issued.

(m) A swim raft permit shall expire on December 31 of each year.