

GAME, FISH AND PARKS COMMISSION ACTION PROPOSAL

Public Water Zoning

Chapter 41:04:02

Commission Meeting Dates:	Public Hearing	March 7, 2013	Ft. Pierre
	Finalization	March 7-8, 2013	Ft. Pierre

COMMISSION PROPOSAL HIGHLIGHTS

Recommended changes from last year:

1. Repeal the current safety zone designated on Helgeson Slough in Clark County.

41:04:02:12. Clark County public water safety zones. Clark County public water safety zones are as follows:

~~(2) That portion of Helgeson Slough in sections 27 and 34 of township 115 north, range 56 west, is a "no boating zone" from March 1 to July 31, inclusive.~~

2. Repeal the current safety zone designated on portions of Rock Creek Game Production Area and East Stink Lake in Marshall County.

41:04:02:45. Marshall County public water safety zones. Marshall County public water safety zones are as follows:

(2) Roy Lake:

~~(3) The waters of Rock Crandall Game Production Area and contiguous waters in section 26, the north one half of section 35, and the northwest one quarter of section 36, township 125 north, range 56 west, are a "no boating zone" from March 1 to July 31, inclusive;~~

~~(4) The waters of East Stink Lake and contiguous waters east of State Highway 25 in sections 10 and 15, township 125 north, range 55 west; sections 11, 14, and 15, township 125 north, range 55 west; section 2, township 125 north, range 54 west; and section 35, township 126 north, ranges 54 west are a "no boating zone" from March 1 to July 31, inclusive.~~

Justification: Department staff has determined these respective public safety zones no longer serve the objective as when initially designated as a safety zone. Islands or shorelines associated with these safety zones were developed and used as Canada goose "feeding sites". These feeding sites are one tool used to alleviate depredation damage to crops by Canada geese and the safety zones reduced or eliminated disturbance by boaters in these areas to improve the attractiveness of these areas by local Canada geese. Due to recent land use changes and observed behavior of Canada geese, these areas no longer function as a successful management tool as a feeding site. Therefore, these safety zones can be removed on these areas and anglers will benefit from these local fisheries that have recently developed.

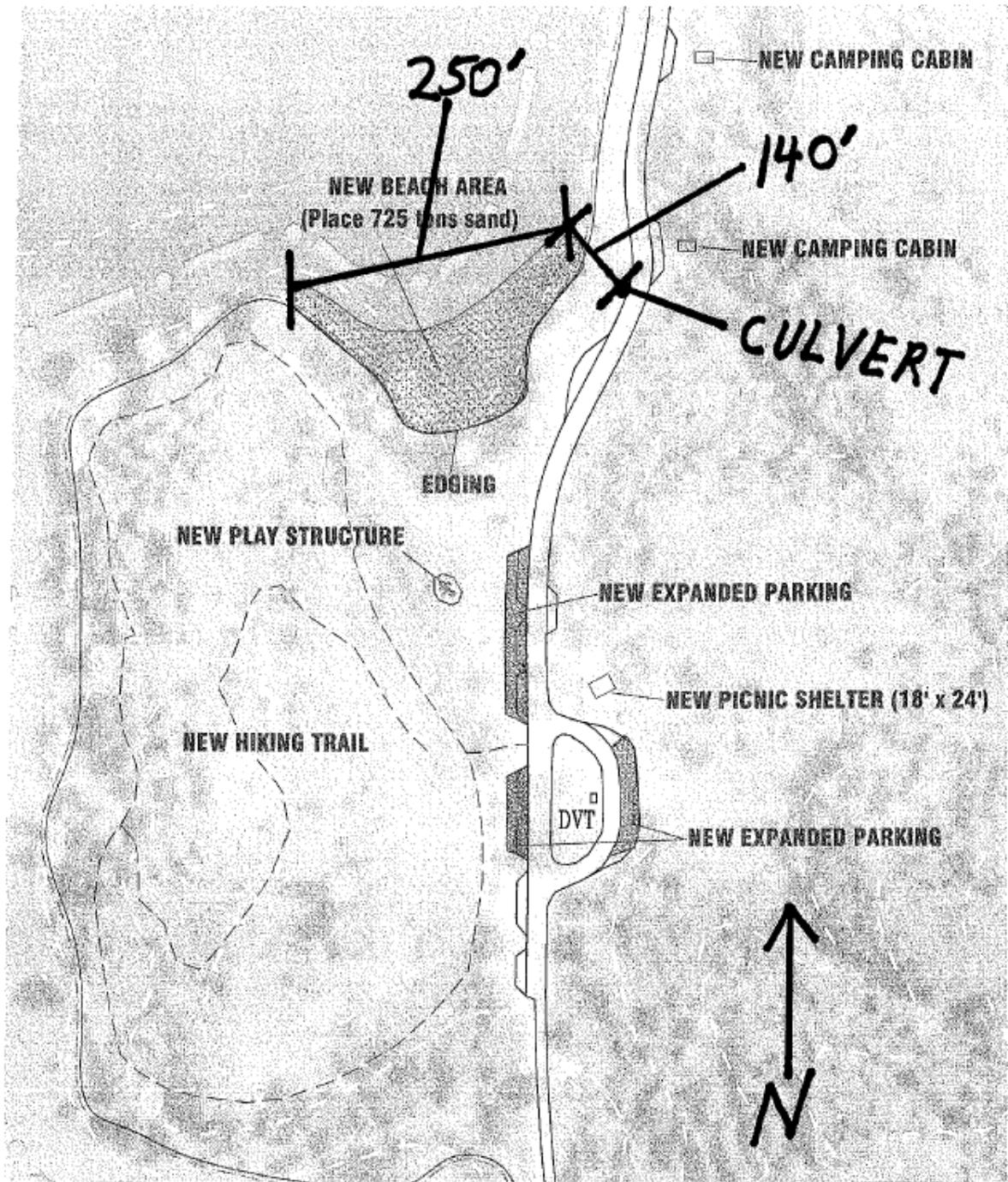
3. Add a new safety zone designated as follows:

41:04:02:11. Charles Mix County public water safety zones. Charles Mix County public water safety zones are as follows:

(10) The waters of Lake Francis Case fronting on that portion of the shoreline of Platte Creek Recreation Area, from a point on the west facing culvert near the road across from the Cabin #2 pull off, extending 140 feet in a north-northwesterly direction to the water's edge, then extending 250 feet along the shoreline in a south-southwesterly direction are a "public swim zone".

Justification: A public swimming zone currently does not exist at Platte Creek Recreation Area. Approximately 60,000 visitors come to the recreation area annually, many of which are day users who come to the park specifically to partake in swimming and beach activities. Designation of a

zoned swimming beach would increase personal safety for swimmers. Boats and personal watercrafts are prohibited within a public swimming zone. The recreation area has other shoreline that is suitable to meet the needs of boaters.



41:04:02:45. Marshall County public water safety zones. Marshall County public water safety zones are as follows:

4. Repeal two current safety zones designated on Clear Lake in Marshall County.

41:04:02:45. Marshall County public water safety zones. Marshall County public water safety zones are as follows:

(1) Clear Lake:

- (a) — ~~The waters fronting on the north shore starting approximately 50 feet south of the cement boat ramp at the Clear Lake Resort and running in a southeasterly direction for approximately 200 feet are a “public swimming zone”;~~

- (b) — ~~The waters fronting on the east shore starting approximately 150 feet north of the south edge of Clear lake Recreation Area and running northerly approximately 600 feet are a “public swimming zone”;~~

Justification: Department staff has determined that these respective public safety zones no longer serve the objective as when initially designated as a safety zone. The Clear Lake Resort no longer exists as an operating business and the boat ramp has been removed. The public no longer frequents the area to swim. The Clear Lake Recreation Area has been reclassified as a Lakeside Use Area and the predominant public use is as a boat launch site. The area sees very little swimming activity.