

MARYLAND REGISTER

**Proposed Action on Regulations**

<b>Transmittal Sheet</b>  <b>PROPOSED OR REPROPOSED</b>  <b>Actions on Regulations</b>	<b>Date Filed with AELR Committee</b>	<b>TO BE COMPLETED BY DSD</b>
	06/26/2020	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

**1. Desired date of publication in Maryland Register: 7/31/2020**

**2. COMAR Codification**

**Title Subtitle Chapter Regulation**

08 18 27 04

**3. Name of Promulgating Authority**

Department of Natural Resources

**4. Name of Regulations Coordinator Telephone Number**

Lisa A Eutsler 410-260-8107

**Mailing Address**

Tawes State Office Building, 580 Taylor Avenue, C-4

**City State Zip Code**

Annapolis MD 21401

**Email**

[lisa.eutsler@maryland.gov](mailto:lisa.eutsler@maryland.gov)

**5. Name of Person to Call About this Document Telephone No.**

Michael Simonsen 410-260-8272

**Email Address**

[Michael.Simonsen@Maryland.gov](mailto:Michael.Simonsen@Maryland.gov)

**6. Check applicable items:**

New Regulations

Amendments to Existing Regulations

Date when existing text was downloaded from COMAR online: .

Repeal of Existing Regulations

- Recodification
- Incorporation by Reference of Documents Requiring DSD Approval
- Reproposal of Substantively Different Text:

: Md. R  
(vol.) (issue) (page nos) (date)

Under Maryland Register docket no.: --P.

**7. Is there emergency text which is identical to this proposal:**

Yes  No

**8. Incorporation by Reference**

Check if applicable: Incorporation by Reference (IBR) approval form(s) attached and 18 copies of documents proposed for incorporation submitted to DSD. (Submit 18 paper copies of IBR document to DSD and one copy to AELR.)

**9. Public Body - Open Meeting**

OPTIONAL - If promulgating authority is a public body, check to include a sentence in the Notice of Proposed Action that proposed action was considered at an open meeting held pursuant to General Provisions Article, §3-302(c), Annotated Code of Maryland.

OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting.

**10. Children's Environmental Health and Protection**

Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council.

**11. Certificate of Authorized Officer**

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Rachel Eisenhauer, Assistant Attorney General, (telephone #410-260-8355) on June 8, 2020. A written copy of the approval is on file at this agency.

**Name of Authorized Officer**

Jeannie Haddaway-Riccio

**Title**

Secretary of Natural Resources

**Telephone No.**

410-260-8100

**Date**

June 23, 2020

**Title 08**

**DEPARTMENT OF NATURAL RESOURCES**

**Subtitle 18 BOATING--SPEED LIMITS AND OPERATION OF VESSELS**

**08.18.27 Tred Avon River**

Authority: Natural Resources Article, §§8-703 and 8-704. Annotated Code of Maryland

## **Notice of Proposed Action**

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The Secretary of Natural Resources proposes to adopt new Regulation .04 under COMAR 08.18.27 Tred Avon River.

### **Statement of Purpose**

The purpose of this action is to establish a speed limit in a portion of Dixon Creek, a tributary of the Tred Avon River. The proposed action establishes coordinates for the eastern branch waterway of Dixon Creek and establishes a speed limit in the newly defined area for Saturdays, Sundays, and State holidays during the boating season. The new boundary to limit vessel speed is being created in order to ensure safety for all water users of the Dixon Creek – Eastern Branch waterway.

### **Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

### **Estimate of Economic Impact**

The proposed action has no economic impact.

### **Economic Impact on Small Businesses**

The proposed action has minimal or no economic impact on small businesses.

### **Impact on Individuals with Disabilities**

The proposed action has no impact on individuals with disabilities.

### **Opportunity for Public Comment**

Comments may be sent to Michael Simonsen, Boating Stakeholder Coordinator, Maryland Department of Natural Resources Fishing and Boating Services, 580 Taylor Avenue, E-4, Annapolis, MD 21401, or call 410-260-8272, or email to michael.simonsen@maryland.gov, or fax to 410-260-8453. Comments will be accepted through August 31, 2020. A public hearing has not been scheduled.

### **Economic Impact Statement Part C**

A. Fiscal Year in which regulations will become effective: FY 2021

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

Yes

C. If 'yes', state whether general, special (exact name), or federal funds will be used:  
Waterway Improvement Fund

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

E. If these regulations have no economic impact under Part A, indicate reason briefly:  
Funds are currently budgeted for marking waterways.

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

N/A

G. Small Business Worksheet:

Attached Document:

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## Chapter 27 Tred Avon River

Authority: Natural Resources Article, §§8-703 and 8-704, Annotated Code of Maryland

### **.04 Dixon Creek Eastern Branch.**

*Dixon Creek encompasses all the waters of Dixon Creek beginning at a point at or near Lat. 38°45.990'N., Long. 76°6.7100'W., then running 288° (True) to a point, at or near Lat. 38°46.03' N., Long. 76°6.870'W., then running 108° (True) to the point of beginning. This area has a 6-knot speed limit Saturdays, Sundays, and State holidays during the boating season.*

JEANNIE HADDAWAY-RICCIO  
Secretary of Natural Resources