



STATE OF VERMONT
WATER RESOURCES BOARD
MONTPELIER, VERMONT 05602
(802) 828-2871

December 6, 1983

North Hero Board of Selectmen
P. O. Box 38
North Hero, VT 05474

RE: Petition to Regulate
Boat Moorings

Dear Sirs:

On the basis of our discussion at the October 11th meeting in South Burlington, the Water Resources Board has decided not to initiate rulemaking in response to the Town's petition concerning the regulation of boat moorings. Some of the actions requested by the petition, such as the requirement that all pumpout stations maintain records, are clearly beyond the authority given the Board in 10 V.S.A., §1424. The Board feels that the need for and effectiveness of the remaining proposed regulations is unclear. The Board is concerned that such regulations might prove inequitable or discriminatory to those users of Lake Champlain who would be affected.

The Board shares your concern that the water quality of Lake Champlain in general, and Pelots Bay in particular, be protected. However, in order to adopt regulations toward that end, the Town needs to offer a proposal that both clearly identifies, and effectively addresses, one or more specific water quality issues and the particular area of the lake to which the issues apply. The manner in which these specific issues are addressed must apply uniformly to everyone that is affected - local resident and transit boater alike!

Finally the Board would remind you that the Lake Champlain Committee has expressed an interest in several of the issues which prompted your petition. We would encourage

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the Town to consider discussing its concerns with the
Committee in order to gain the benefit of their expertise,
assistance and lake-wide perspective.

Sincerely,



Deborah J. Sisco
Chairman

WAB/kgr

cc Lake Champlain Committee, c/o Anne Baker, Executive Secretary
Agency of Environmental Conservation, c/o Secretary Whittaker
Department of Water Resources, c/o John Ponsetto, Commissioner