Agency Name: Department of Natural Resources

Statutory Authority: 50-21-610 and 50-21-710

Document Number: 5017

Proposed in State Register Volume and Issue: 44/11

House Committee: Regulations and Administrative Procedures Committee

Senate Committee: Fish, Game and Forestry Committee

120 Day Review Expiration Date for Automatic Approval: 05/12/2021

Final in State Register Volume and Issue: 45/5

Status: Final

Subject: Restrictions on the Use of Watercraft in Certain Areas and No Wake Zones

History: 5017

By Date Action Description Jt. Res. No. Expiration Date

- 11/27/2020 Proposed Reg Published in SR

- 01/12/2021 Received by Lt. Gov & Speaker 05/12/2021

H 01/12/2021 Referred to Committee

S 01/12/2021 Referred to Committee

- 05/12/2021 Approved by: Expiration Date

- 05/28/2021 Effective Date unless otherwise

provided for in the Regulation

Document No. 5017

**DEPARTMENT OF NATURAL RESOURCES**

CHAPTER 123

Statutory Authority: 1976 Code Sections 50‑21‑610 and 50‑21‑710

123‑12 . Orange Canal, French Quarter Creek—Restriction of Watercraft.

123‑13. Saluda Lake (Jerry’s Cove)—Restriction of Watercraft.

123‑15. Ashepoo River.

123‑19. No Wake Zones.

123‑19.1. Lake Moultrie (Lions Beach)—Restriction of Watercraft.

123‑19.2. Restrictions on Use of Watercraft in Certain Portions of Waters of Lake Murray, Lexington County, South Carolina.

123‑19.3. Restrictions on Use of Watercraft in Certain Portions of Waters of Shem Creek, Charleston County, South Carolina.

123‑19.4. Restrictions on Use of Watercraft in Certain Portions of Waters of Lake Murray, Lexington County, South Carolina.

123‑19.6. Restrictions on Use of Watercraft in Certain Portions of the Waters of Lake Marion, Orangeburg County, South Carolina.

123‑19.7. Restrictions on the Use of Watercraft in the Waters of a Certain Portion of Goose Creek, Berkeley County, South Carolina.

123‑19.8. Restrictions on Use of Watercraft in a Certain Portion of the Water of Wappoo Creek, Charleston County, South Carolina.

123‑19.9. Modification of a No Wake Zone in the Lake Murray Marina Area, Lake Murray, Richland County, South Carolina.

123‑19.10. Restrictions on the Use of Watercraft in Certain Portions of the Waters of Black River, Williamsburg County, South Carolina.

123‑19.11. Restrictions as to Use of Watercraft Within Certain Areas of South Carolina Electric & Gas Company Public Park No. 1.

123‑19.12. Restrictions as to Use of Watercraft Within Boat Launching Ramp at Dreher Island State Park.

123‑19.13. Restrictions as to Use of Watercraft in Certain Areas of Durham Creek.

123‑19.14. Restriction as to Use of Watercraft Within Swimming Area of Dreher Island State Park.

123‑19.15. Restrictions as to Use of Watercraft Within Certain Areas of South Carolina Electric & Gas Company Public Park No. 3.

123‑19.16. Restrictions on Use of Watercraft in Certain Portions of the Waters of Lake Marion, Clarendon County, South Carolina.

123‑19.17. Restrictions on Use of Watercraft in Certain Portion of Waters of Ashley River, Charleston County, South Carolina.

123‑19.18. Restrictions on Use of Watercraft in Certain Portion of Waters of Lake Wylie, Near Commodore Yacht Club, York County, South Carolina.

123‑19.19. Restrictions on Use of Watercraft in Certain Portion of Waters of Lake Keowee called Lake Keowee Marina, Oconee County, South Carolina.

123‑19.20. Restrictions on Use of Watercraft on Certain Portion of Wappoo Creek, Charleston County, South Carolina.

123‑19.21. Restrictions on Use of Watercraft in Certain Portion of Lake Russell and Savannah River, Abbeville County, South Carolina.

123‑19.22. Restrictions on Use of Watercraft in Certain Portion of Kiawah River, Charleston, South Carolina.

123‑19.23. Pack’s Landing Area of Waters of Lake Marion, Sumter County, Declared No Wake Zone.

123‑19.24. Restrictions on Use of Watercraft in Certain Portion of Waters of Lake Marion, Orangeburg County, South Carolina.

123‑19.25. Restrictions on Use of Watercraft in Certain Portion of Waters on Lake Keowee, Pickens County, South Carolina.

123‑19.26. Restrictions on Use of Watercraft in Certain Portion of Lake Murray, Newberry County, South Carolina.

123‑19.27. Restrictions on Use of Watercraft in Certain Portions of Scott Creek, Colleton County, South Carolina.

123‑19.28. Restrictions on Use of Watercraft in Certain Portion of Battery Creek, Beaufort County, South Carolina

123‑19.29. Restriction on Use of Watercraft in Certain Portion of Parsonage Creek, Murrells Inlet, Georgetown County, South Carolina.

123‑19.30. Restriction on Use of Watercraft in Certain Portion of Morgan Creek, Charleston County, South Carolina.

123‑19.31. Restrictions on Use of Watercraft in a Certain Portion of Stono River, Charleston County, South Carolina.

**Synopsis:**

The South Carolina Department of Natural Resources (SCDNR) proposes to repeal Regulations 123‑12, 123‑13, 123‑15, 123‑19, 123‑19.1, 123‑19.2, 123‑19.3, 123‑19.4, 123‑19.6, 123‑19.7, 123‑19.8, 123‑19.9, 123‑19.10, 123‑19.11, 123‑19.12, 123‑19.13, 123‑19.14, 123‑19.15, 123‑19.16, 123‑19.17, 123‑19.18, 123‑19.19, 123‑19.20, 123‑19.21, 123‑19.22, 123‑19.23, 123‑19.24, 123‑19.25, 123‑19.26, 123‑19.27, 123‑19.28, 123‑19.29, 123‑19.30, and 123‑19.31, all relating to restrictions on the use of watercraft in certain areas and no wake zones. These regulations are no longer necessary due to the ability of the Department to restrict the use of watercraft in these areas through the use of regulatory markers pursuant to 1976 Code Section 50‑21‑710. Therefore, SCDNR proposes to repeal them in their entirety. These changes were approved by the Natural Resources Board on August 20, 2020.

The Notice of Drafting was published in the *State Register* on October 23, 2020.

**Instructions:**

Repeal Regulations 123‑12, 123‑13, 123‑15, 123‑19, 123‑19.1, 123‑19.2, 123‑19.3, 123‑19.4, 123‑19.6,

123‑19.7, 123‑19.8, 123‑19.9, 123‑19.10, 123‑19.11, 123‑19.12, 123‑19.13, 123‑19.14, 123‑19.15, 123‑19.16, 123‑19.17, 123‑19.18, 123‑19.19, 123‑19.20, 123‑19.21, 123‑19.22, 123‑19.23, 123‑19.24, 123‑19.25, 123‑19.26, 123‑19.27, 123‑19.28, 123‑19.29, 123‑19.30, and 123‑19.31 as printed below.

**Text:**

123‑12. Repealed.

123‑13. Repealed.

123‑15. Repealed.

123‑19. Repealed.

123‑19.1. Repealed.

123‑19.2. Repealed.

123‑19.3. Repealed.

123‑19.4. Repealed.

123‑19.6. Repealed.

123‑19.7. Repealed.

123‑19.8. Repealed.

123‑19.9. Repealed.

123‑19.10. Repealed.

123‑19.11. Repealed.

123‑19.12. Repealed.

123‑19.13. Repealed.

123‑19.14. Repealed.

123‑19.15. Repealed.

123‑19.16. Repealed.

123‑19.17. Repealed.

123‑19.18. Repealed.

123‑19.19. Repealed.

123‑19.20. Repealed.

123‑19.21. Repealed.

123‑19.22. Repealed.

123‑19.23. Repealed.

123‑19.24. Repealed.

123‑19.25. Repealed.

123‑19.26. Repealed.

123‑19.27. Repealed.

123‑19.28. Repealed.

123‑19.29. Repealed.

123‑19.30. Repealed.

123‑19.31. Repealed.

**Fiscal Impact Statement:**

There will be no cost incurred by the State or any of its political subdivisions.

**Statement of Rationale:**

Regulations 123‑12, 123‑13, 123‑15, 123‑19, 123‑19.1, 123‑19.2, 123‑19.3, 123‑19.4, 123‑19.6, 123‑19.7, 123‑19.8, 123‑19.9, 123‑19.10, 123‑19.11, 123‑19.12, 123‑19.13, 123‑19.14, 123‑19.15, 123‑19.16, 123‑19.17, 123‑19.18, 123‑19.19, 123‑19.20, 123‑19.21, 123‑19.22, 123‑19.23, 123‑19.24, 123‑19.25, 123‑19.26, 123‑19.27, 123‑19.28, 123‑19.29, 123‑19.30, and 123‑19.31, all relating to restrictions on the use of watercraft in certain areas and no wake zones, are no longer necessary due to the ability of the Department to restrict the use of watercraft in these areas through the use of regulatory markers pursuant to 1976 Code Section 50‑21‑710. These regulations should be repealed.