

Hearing Date: 11/27/2018

Today's Date: 12/3/2018

Agency: ODNR, Division of Parks & Watercraft

Rule Number(s): 1501:47-3-17, 1501:47-3-22, 1501:47-3-32, 1501:47-3-35, 1501:47-3-37, 1501:47-3-38, 1501:47-3-97, 1501:47-3-98

If no comments at the hearing, please check the box. ☐

List organizations or individuals giving or submitting testimony before, during or after the public hearing and indicate the rule number(s) in question.

1. John H. Suttle 1501:47-3-98, 1501:47-3-37 (Forked Run)
2. Tom Werry 1501:47-3-98, 1501:47-3-37 (Forked Run)
3. Randy Davis 1501:47-3-98, 1501:47-3-37 (Forked Run)
4. Tony Grubbs, Athens County Bass Masters 1501:47-3-98, 1501:47-3-37 (Forked Run)
5. Randall E. Pierce 1501:47-3-98, 1501:47-3-37 (Forked Run)
6. Diana C. Kimes 1501:47-3-98, 1501:47-3-37 (Forked Run)
7. Jeff Kimes 1501:47-3-98, 1501:47-3-37 (Forked Run)
8. Stacey Nelson 1501:47-3-98, 1501:47-3-37 (Forked Run)
9. Mark Nelson 1501:47-3-98, 1501:47-3-37 (Forked Run)
10. Thomas A. Scyoc 1501:47-3-98, 1501:47-3-37 (Forked Run)
11. James H. Starcher 1501:47-3-98, 1501:47-3-37 (Forked Run)
12. James Starcher, Jr. 1501:47-3-98, 1501:47-3-37 (Forked Run)
13. John M. Hall 1501:47-3-98, 1501:47-3-37 (Forked Run)
14. Gary Witte 1501:47-3-98, 1501:47-3-37 (Forked Run)
15. Myron Mills 1501:47-3-98, 1501:47-3-37 (Forked Run)
16. Joseph A. Turrill 1501:47-3-98, 1501:47-3-37 (Forked Run)
17. Darrell D. Hawthorne 1501:47-3-98, 1501:47-3-37 (Forked Run)
18. Joseph Crider 1501:47-3-98, 1501:47-3-37 (Forked Run)
19. Asa Boring 1501:47-3-98, 1501:47-3-37 (Forked Run)
20. Larry Barr 1501:47-3-98, 1501:47-3-37 (Forked Run)
21. Charles R. Grubbs 1501:47-3-98, 1501:47-3-37 (Forked Run)
22. Brian K. Bailey 1501:47-3-98, 1501:47-3-37 (Forked Run)

Hearing Report and Summary

23. Gary Barnhouse 1501:47-3-98, 1501:47-3-37 (Forked Run)
24. Melvin Dailey 1501:47-3-98, 1501:47-3-37 (Forked Run)
25. Carl R. Thomas 1501:47-3-98, 1501:47-3-37 (Forked Run)
26. Eric Thomas 1501:47-3-98, 1501:47-3-37 (Forked Run)
27. Ryan Darnold 1501:47-3-98, 1501:47-3-37 (Forked Run)
28. Bev Roberts 1501:47-3-98, 1501:47-3-37 (Forked Run)
29. Brandon Whittle 1501:47-3-98, 1501:47-3-37 (Forked Run)
30. Philip Thomas, Jr. 1501:47-3-98, 1501:47-3-37 (Forked Run)
31. Joshua Gregory 1501:47-3-98, 1501:47-3-37 (Forked Run)
32. Rick Putman 1501:47-3-98, 1501:47-3-37 (Forked Run)
33. Fred Bise 1501:47-3-98, 1501:47-3-37 (Forked Run)
34. Gary Dawson 1501:47-3-97, 1501:47-3-17 (Madison Lake)
35. Leonard Barcus 1501:47-3-97, 1501:47-3-17 (Madison Lake)
36. Jim Cunningham 1501:47-3-97, 1501:47-3-17 (Madison Lake)
37. Faith Gordon 1501:47-3-97, 1501:47-3-17 (Madison Lake)
38. Jarrod Pollok 1501:47-3-97, 1501:47-3-17 (Madison Lake)
39. Don Williams 1501:47-3-97, 1501:47-3-17 (Madison Lake)
40. Courtney Williams 1501:47-3-97, 1501:47-3-17 (Madison Lake)
41. Tim Williams 1501:47-3-97, 1501:47-3-17 (Madison Lake)
42. Brian Burfield 1501:47-3-97, 1501:47-3-17 (Madison Lake)
43. Jim Boggs 1501:47-3-97, 1501:47-3-17 (Madison Lake)
44. Mark Mattocks 1501:47-3-97, 1501:47-3-17 (Madison Lake)
45. Michael O'Harra 1501:47-3-97, 1501:47-3-17 (Madison Lake)
46. Dennis Smith 1501:47-3-97, 1501:47-3-17 (Madison Lake)
47. Kurt Price 1501:47-3-97, 1501:47-3-17 (Madison Lake)
48. Richard LeMay 1501:47-3-97, 1501:47-3-17 (Madison Lake)
49. Mark Bernthold 1501:47-3-97, 1501:47-3-17 (Madison Lake)
50. Tony Panas 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
51. Brad Abrams 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
52. Mark Toplovich 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
53. James Huffner 1501:47-3-97, 1501:47-3-17 (Belmont Lake)

Hearing Report and Summary

54. Nelson Travis 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
55. Steve Baker 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
56. Michelle Baker 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
57. Donald Cook 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
58. Denise Cook 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
59. Frances Wilkins 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
60. Pamela McCort 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
61. Ronald Fithen, Sr. 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
62. Wilmer Boyer 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
63. Dick Reischman 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
64. Robert James 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
65. Michelle Stevens 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
66. Anthony Kirchner 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
67. Don Guthrie, Jr. 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
68. Bert Snedeker 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
69. Richard Coe 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
70. Robert George 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
71. John Harris 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
72. Kathi Harris 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
73. Michael Kinter 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
74. Bob Blackwell 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
75. Janet Blackwell 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
76. Chuck Maurer 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
77. Cindi Bell 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
78. Rachael Cook 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
79. Donald McCloud 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
80. Garry Chris 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
81. Jack Timko 1501:47-3-97, 1501:47-3-17 (Belmont Lake)
82. Joe Fillipovich 1501:47-3-97, 1501:47-3-17 (Belmont Lake)

Hearing Report and Summary

Consolidated Summary of Comments Received

Please review all comments received and complete a consolidated summary paragraph of the comments and indicate the rule number(s).

1501:47-3-98, 1501:47-3-37 (Forked Run)

There was no testimony at the public hearing; all comments received before and after the public hearing were in support of rescinding the temporary rule allowing watercraft powered by more than 10 horsepower to operate on the waters of Forked Run at no-wake speed and making the provisions permanent through the amendment of 1501:47-3-37. Commenters cited increased safety, no need to purchase additional & expensive equipment, and providing lake access to more boaters.

1501:47-3-97, 1501:47-3-17 (Madison Lake)

There was no testimony at the public hearing; all comments received before and after the public hearing were in support of allowing any type of motorized watercraft to operate at no-wake speed on the waters of Madison Lake and removing the electric-motor-only restriction for a pilot period of two years.

1501:47-3-97, 1501:47-3-17 (Belmont Lake)

Preliminary stakeholder feedback gathered before filing the rule amendments indicated that 80% of respondents were in support of the proposal. During the comment period after filing the rule changes, the level of support from all commenters fell to approximately 23%. There was no testimony regarding Belmont Lake at the public hearing; all comments were received at a local open house event, by email, and through other written correspondence. Commenters cited concerns with user conflict (canoes, kayak, and paddleboards vs. large motor boats), disruption of wildlife / destruction of habitat, noise, and potential pollution resulting from the presence of gasoline and oil utilized by combustion engines.

Hearing Report and Summary

Incorporated Comments into Rule(s)

Indicate how comments received during the hearing process were incorporated into the rule(s).
If no comments were incorporated, explain why not.

Rules 1501:47-3-97 and 1501:47-3-17 were revised, removing Belmont Lake from the list of water areas temporarily allowing any type of watercraft to operate at no-wake speed and reinstating the provision specifying that only electric motors are permitted on the lake.