



State of Connecticut
Department of Energy and Environmental Protection
Bureau of Outdoor Recreation
Boating Division
Navigation & Boating Infrastructure Unit
P.O. Box 280, 333 Ferry Road
Old Lyme, CT 06371-0280

MARKER PERMIT APPLICATION INSTRUCTIONS

The attached application provides instructions on how to properly prepare the application to install markers (buoys or beacons). Your application must also include a diagram. Please ensure that the diagram is neat and accurate, and includes magnetic bearings and distances to fixed shore objects or reference points, or latitude and longitude coordinates for each marker.

Do not purchase any markers until after consultation with Navigation & Boating Infrastructure Unit Staff. The State of Connecticut has specific regulations and requirements on the size, banding, wording and layout for markers.

If you already have unauthorized markers in place, they could be considered hazards to navigation or the public's use of the waters and may be ordered removed. These unauthorized markers may also make you liable in the event of an accident or injury involving those markers.

Please note that the Chief Executive Authority of the Town is the First Selectman, Town Manager, Mayor or their designee, i.e. another Town official or a Lake Authority. Once we receive your completed application, we will review it and contact you to arrange for a field inspection.

We thank you for your cooperation in this matter. If you have any questions, please do not hesitate to call us at (860) 434-8638.



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MARKER PERMIT APPLICATION

Type of Marker (check one):

Regulatory: Swim Area Speed Zone Danger/Hazard Information

Navigation:

Section 15-121-A5 of the Regulations of Connecticut State Agencies states in part:

- (a) No person shall place any regulatory or navigational marker except as authorized.
- (b) Any town desiring to place any type of marker in waters within its jurisdiction shall apply to the Commissioner for authorization.
- (c) Any person desiring to place any type of marker shall apply to the Commissioner for authorization after having obtained signed approval from the chief executive authority of the town or designated lake authority in which said marker will be placed.
- (d) Applications for any such authorization shall be made on forms provided by the Commissioner. A detailed map or drawing to a scale which readily depicts the marked area and its surroundings and shows the proposed location of each marker and its relation to nearby shores, channels and water traffic patterns shall accompany the application.
- (e) Criteria for authorization shall include:
 - (1) Signed approval from the chief executive authority of the town or designated lake authority in which said markers will be placed;
 - (2) completeness, accuracy and detail of the application form;
 - (3) demonstrated need for the proposed markers;
 - (4) public safety considerations;
 - (5) environmental impact considerations
 - (6) review for possible conflicts with various water use groups;
 - (7) visibility and durability of proposed markers;
 - (8) conformity with existing authorizations; and
 - (9) consistency with federal, state and local law.

The Commissioner may impose whatever conditions deemed necessary regarding an application for placement of markers. If authorization from the Commissioner has been granted, said markers shall be deemed lawfully placed, provided said markers are placed subject to any conditions set forth therein and in the manner specified by the authorization. If the Commissioner finds authorized markers to be an obstruction or menace to navigation, or a hindrance to public use of the waters, the permit may be revoked.

Date of Application: _____

PERSON SEEKING AUTHORIZATION TO PLACE MARKERS

Name: _____ Phone (Cell): _____

Signature: _____ Phone (Home): _____

Title: _____ Phone (Work): _____

Address: _____

Affiliation: _____ E-mail: _____

Town where markers are to be located: _____

Body of Water (i.e. Long Island Sound or name of the lake, pond, or river): _____

Description of Area(s): Briefly describe the _____
purpose and justification for the markers, _____
and the area(s) where they are to be placed. _____

Map and Diagram: Include with this application two (2) copies of a scale chart or map of the area with a detailed diagram of the proposed marker location(s). A nautical chart or an assessor's map showing property boundaries and landmarks must be used. The diagram must also be neatly drawn and include:

1. Dimensions, type and number of proposed markers.
2. Compass bearings and distances from fixed, permanent shore objects to the buoy(s) or GPS latitude and longitudes.
3. Depth of water at the buoy location(s). *Swim Areas are limited to a depth of no greater than five feet at low water unless a swim float is in place, in which case a water depth of ten feet is allowed in the float area. In the case of extensive shallow bottoms or steep drop offs near shore, the size of the swim area must be reasonable and not extend out any further than needed for swimming.
4. Adjoining property boundaries. Markers must be located at least five feet within an applicant's littoral property boundary. The littoral property boundary for these purposes is defined as an extension of the property boundary OR a line perpendicular to shore projected into the water from where the property boundary meets the shoreline, whichever is more restrictive. *Swim Area applications must include an "Improvement Location Survey" completed by a Connecticut licensed land surveyor. An "Improvement Location Survey", as defined by the Standards for Surveys and Maps in the State of Connecticut (dated September 26, 1996 as adopted by the Connecticut Association of Land Surveyors) is a survey which depicts the horizontal location of the buoys in relation to the applicant's riparian rights and littoral property boundaries.
5. Locations and descriptions of any nearby channels and water traffic patterns.

If more space is required, you may attach additional sheets. ***NOTE: Incomplete or illegible applications will be returned to the applicant. If you have any questions, please call the Navigation & Boating Infrastructure Access Unit at (860) 434-8638.***

COMPLETE BOTH PAGES OF THE APPLICATION and E-MAIL or MAIL IT TO THE ADDRESS BELOW:

Navigation & Boating Infrastructure Unit
D.E.E.P. Boating Division
P.O. Box 280, 333 Ferry Road Old
Lyme, CT 06371-0280
Mike.payton@ct.gov

CHIEF EXECUTIVE AUTHORITY APPROVAL

This application requires approval from the Chief Executive Authority (CEA) of the town where the waterbody and markers are located. The CEA is the First Selectman, Town Manager, Mayor or their designee (i.e. another town official or a Lake Authority).

Name: _____ Signature: _____

Title: _____ Date: _____

Town or Lake Authority: _____

DO NOT WRITE BELOW THIS LINE - D.E.E.P. OFFICIAL USE ONLY



Agency Investigator: _____ Date: _____

Title: _____ Application Approved: YES NO

Comments: _____



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ADDITIONAL PERMIT CONTACTS

NOTE: Marker permits may require additional permits from various organizations depending on the water body.
Please contact the required organization referenced below:

* = on tidal waters.

= inland bodies of water.

+ = Candlewood Lake, Lake Zoar or Lake Lillinonah

U.S. Army Corps of Engineers * # +

New England District Corps
Regulatory Division
696 Virginia Road
Concord, MA 01742-2751
(978) 318-8168

Connecticut DEEP * # +

Land and Water Resources Division
79 Elm Street, Third Floor
Hartford, CT 06106-5157
860-424-3034

U.S. Coast Guard *

First Coast Guard District
Private Aids to Navigation
408 Atlantic Avenue
Boston, MA 02110-2209
(617) 223-8358

First Light Power Resources +

43 West Street Ext. - Suite E
New Milford, CT 06776
(860) 350-3294