

Chapter 200-210 WAC

CAPITOL LAKE AND ADJOINING LANDS AND ROADWAYS

WAC

200-210-001	Promulgation.
200-210-010	Definitions.
200-210-020	Motorboats—Prohibitions.
200-210-025	Water skiing, etc.—Prohibited.
200-210-030	Launching sites—Motorboat routes.
200-210-040	Compliance with laws required.
200-210-050	Operation by manual means or by sail—Construction.
200-210-060	Use of roadways.
200-210-070	Penalties.
200-210-080	Effective date.
200-210-100	Muffling device required.
200-210-110	Docks, floats, piers, etc.—Speed.
200-210-120	Application of algacides, etc.

WAC 200-210-001 Promulgation. Pursuant to the authority granted by chapters 46.08 and 43.19 RCW, the director of the department of enterprise services hereby promulgates the following rules and regulations with respect to Capitol Lake and its adjoining lands and roadways.

[Statutory Authority: RCW 43.19.011, 43.19.620, 43.19.985, 43.19.742, 43.19.769, 39.26.080, 39.26.090, 39.26.251, 39.26.255, and 39.26.271. WSR 15-23-062, § 200-210-001, filed 11/13/15, effective 12/14/15. Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-001, filed 11/17/11, effective 11/17/11; Promulgation, filed 4/15/65.]

WAC 200-210-010 Definitions. For the purpose of these rules:

(1) "Boat" shall include any vehicle or device capable of being operated in the water;

(2) "Motorboat" shall include any vehicle, device, or boat which is in itself a self-propelled unit and whether or not machinery is the principal source of propulsion;

(3) "Operate" shall mean to navigate or otherwise use a boat or motorboat.

(4) "Public transportation vehicles" shall include any motor vehicle operated by the state, county, city, or other public agency.

[Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-010, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.-150. WSR 78-09-016 (Order 78-4), § 236-16-010, filed 8/8/78; § 1, filed 4/15/65.]

WAC 200-210-020 Motorboats—Prohibitions. The operation of all motorboats is prohibited in the area of Capitol Lake north of the railroad trestle crossing said lake unless prior written authorization is first obtained from the director of enterprise services.

[Statutory Authority: RCW 43.19.011, 43.19.620, 43.19.985, 43.19.742, 43.19.769, 39.26.080, 39.26.090, 39.26.251, 39.26.255, and 39.26.271. WSR 15-23-062, § 200-210-020, filed 11/13/15, effective 12/14/15. Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-020, filed 11/17/11, effective 11/17/11; Order 75-5, § 236-16-020, filed 6/23/75; § 2, filed 4/15/65.]

WAC 200-210-025 Water skiing, etc.—Prohibited. Water skiing and the use of surfboards or other similar devices pulled behind a motorboat is prohibited on all areas

(11/13/15)

of Capitol Lake unless prior written authorization is first obtained from the director of enterprise services.

[Statutory Authority: RCW 43.19.011, 43.19.620, 43.19.985, 43.19.742, 43.19.769, 39.26.080, 39.26.090, 39.26.251, 39.26.255, and 39.26.271. WSR 15-23-062, § 200-210-025, filed 11/13/15, effective 12/14/15. Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-025, filed 11/17/11, effective 11/17/11; Order 75-5, § 236-16-025, filed 6/23/75. Formerly WAC 236-16-020 (part).]

WAC 200-210-030 Launching sites—Motorboat routes. All boats which shall be operated on Capitol Lake shall be launched **only** at designated launching sites approved by the director of enterprise services. If a motorboat is launched at any designated site north of the railroad trestle from which a motorboat is authorized to be launched, it shall proceed to the area wherein the operation of motorboats is permitted through designated approach channels only.

[Statutory Authority: RCW 43.19.011, 43.19.620, 43.19.985, 43.19.742, 43.19.769, 39.26.080, 39.26.090, 39.26.251, 39.26.255, and 39.26.271. WSR 15-23-062, § 200-210-030, filed 11/13/15, effective 12/14/15. Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-030, filed 11/17/11, effective 11/17/11; § 3, filed 4/15/65.]

WAC 200-210-040 Compliance with laws required. All boats operating on Capitol Lake shall be equipped and operated in conformity with all state, county, and municipal laws, ordinances and regulations which are pertinent thereto.

[Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-040, filed 11/17/11, effective 11/17/11; § 4, filed 4/15/65.]

WAC 200-210-050 Operation by manual means or by sail—Construction. Nothing in these rules shall be so construed as to prevent the operation of any motorboat in any prohibited area if the sole means of propulsion used is by paddle, oar, or other manual means or solely by means of canvas or sail.

[Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-050, filed 11/17/11, effective 11/17/11; § 5, filed 4/15/65.]

WAC 200-210-060 Use of roadways. All buses, trucks, cargo trailers and similar equipment which exceed a five-ton load limit and similar heavy duty vehicles are prohibited from traveling on the Deschutes Parkway Road and other roadways posted for restrictive use. This provision shall not apply to public transportation vehicles.

[Statutory Authority: RCW 43.19.011, 43.19.620, 43.19.985, 43.19.742, 43.19.769, 39.26.080, 39.26.090, 39.26.251, 39.26.255, and 39.26.271. WSR 15-23-062, § 200-210-060, filed 11/13/15, effective 12/14/15. Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-060, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. WSR 78-09-016 (Order 78-4), § 236-16-060, filed 8/8/78; § 6, filed 4/15/65.]

WAC 200-210-070 Penalties. These rules and regulations will be enforced under the provisions of RCW

[Ch. 200-210 WAC p. 1]

46.08.160 and 46.08.170 and violations will be punished pursuant thereto.

[Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-070, filed 11/17/11, effective 11/17/11; § 7, filed 4/15/65.]

WAC 200-210-080 Effective date. The effective date of these rules and regulations shall be when adopted pursuant to chapter 34.04 RCW and RCW 46.08.150.

[Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-080, filed 11/17/11, effective 11/17/11; § 8, filed 4/15/65.]

WAC 200-210-100 Muffling device required. The exhaust of every internal combustion engine used on any motorboat shall be muffled by an efficient muffling device or system which reasonably muffles the noise of the exhaust. The use of a cutout, bypass, or similar muffler elimination device, is prohibited, except when used by motorboats competing in a regatta, race, or other special event, or on trial runs and tuneups therefor, for which prior written authorization has first been obtained from the director of enterprise services.

[Statutory Authority: RCW 43.19.011, 43.19.620, 43.19.985, 43.19.742, 43.19.769, 39.26.080, 39.26.090, 39.26.251, 39.26.255, and 39.26.271. WSR 15-23-062, § 200-210-100, filed 11/13/15, effective 12/14/15. Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-100, filed 11/17/11, effective 11/17/11; Order 7, § 236-16-100, filed 7/23/69; Emergency Order 6 (part), filed 6/5/69.]

WAC 200-210-110 Docks, floats, piers, etc.—Speed. No person shall operate any motorboat at any time on Capitol Lake at a rate of speed in excess of five miles per hour within a distance of fifty feet from the shore or from any float, dock, pier, or other similar installation bordering on or placed in Capitol Lake unless prior written authorization is first obtained from the director of enterprise services.

[Statutory Authority: RCW 43.19.011, 43.19.620, 43.19.985, 43.19.742, 43.19.769, 39.26.080, 39.26.090, 39.26.251, 39.26.255, and 39.26.271. WSR 15-23-062, § 200-210-110, filed 11/13/15, effective 12/14/15. Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-110, filed 11/17/11, effective 11/17/11; Order 75-5, § 236-16-110, filed 6/23/75; Order 7, § 236-16-110, filed 7/23/69; Emergency Order 6 (part), filed 6/5/69.]

WAC 200-210-120 Application of algaecides, etc. No person shall deposit or apply in any manner any algaecide, weedicide or pesticide in the waters of Capitol Lake or to the immediate shoreline thereof, without first obtaining the prior written approval of the director of enterprise services.

[Statutory Authority: RCW 43.19.011, 43.19.620, 43.19.985, 43.19.742, 43.19.769, 39.26.080, 39.26.090, 39.26.251, 39.26.255, and 39.26.271. WSR 15-23-062, § 200-210-120, filed 11/13/15, effective 12/14/15. Statutory Authority: 2011 c 43. WSR 11-23-093, recodified as § 200-210-120, filed 11/17/11, effective 11/17/11; Order 7, § 236-16-120, filed 7/23/69; Emergency Order 6 (part), filed 6/5/69.]