



Posting Proposed Revisions to Regulations of Brazos River Authority Lakes and Associated Lands for Public Comment

***Presented by
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Major Revisions

- **On-Water Facility Permitting Process**
 - Residential: Generally unchanged
 - Commercial: New Process
 - Applicant submits application
 - Preliminary Public Notice/Comment Period and Public Hearing – 30 calendar days after notice
 - Notice provided to Affected Parties (within 500 feet or in cove)
 - BRA Technical Review of Permit
 - Final Notice/Comment Period – 10 business days after notice
 - Notice provided to Affected Parties
 - Appeals Process – Applicant/Affected Party may appeal within 10 calendar days of final permitting decision
 - BRA On-Water Facility Review Committee – makes decision within 30 days
 - Appeal to GM/CEO within 15 business days – GM/CEO decision is final



Major Revisions Cont'd

- **Commercial On-Water Facility Evaluation Clarification**
 - Clarified that the evaluation of commercial facilities will be on a case-by-case basis and that BRA reserves the right to establish conditions, restrictions, and other considerations specific to the particular commercial facility
- **Spill Equipment Requirement**
 - New requirement that commercial facilities maintain equipment to contain spills
- **Commercial Activities**
 - New section establishing a permitting process for commercial activities on BRA lakes and lands.
 - The Board will establish the permit fee from time to time.
 - Commercial activities involving wakeboarding, parasailing, or food preparation or cleanup on the water are prohibited.



Major Revisions Cont'd

- **Clarification regarding prohibition on boat ramps**
 - Residential Boat Ramps: new residential boat ramps are prohibited
 - residential boat ramps in place prior to 2006 prohibition at Possum Kingdom and 2014 prohibition at Lake Limestone and Lake Granbury are grandfathered.
 - Commercial Boat Ramps: New commercial boat ramps are only authorized in accordance with an authorized commercial activity permit.
- **Camping at public use areas and RV parks**
 - May only camp for maximum of 10 days during any consecutive 30 day period.
 - After reaching the 10 day maximum, cannot camp at same reservoir again until an additional 30 days has passed.
- **Floating Equipment**
 - Equipment that floats or which is located on the water (such as trampolines, obstacle courses, slides, etc) may only be temporary and must be removable.
 - Must be removed if BRA determines necessary



Major Revisions Cont'd

- **Fuel Storage**
 - Fuel storage/dispensing systems must be designed by engineer/architect licensed in Texas
 - Comply with all applicable laws and regulations
 - Comply with all other BRA rules
- **Historical/Cultural Resources**
 - Establishes new provisions related to the protection of archeological/historical features.



Other Revisions

- **Reorganized and reworded a number of provisions for clarity**
- **Changed rule requiring watercraft to operate slowly within 50 feet of a shoreline, dock, swimming area, etc. to 100 feet**
- **Watercraft operators must notify BRA of location of abandoned watercraft immediately**
- **Requires a fairway distance between two commercial facilities of at least 1.5 times the length of the longest boat slip located at the facilities**
- **Added language clarifying that in the event of violations of the on-water facility rules, BRA may revoke permits and require removal of facilities at the owner's expense, and that violations could result in criminal penalties**
- **No placing of poisons, salt blocks, feed, or traps on BRA property**
- **No bowhunting within 100 feet of an on-water facility or a restricted area**
- **No operation of drones over restricted areas.**
- **No placing of tramway systems over the water**



Other Revisions

- **No stopping, standing or parking vehicles where a posted sign prohibits it.**
- **No commercial activities involving solicitation to guests in BRA parks**
- **No placing private notices/signs/advertisements except by BRA written permission (does not apply to leased property).**



Next Steps

- **Public Comment:**
 - Staff will post the new rules on the BRA website and invite public comment for a period of 30 days
- **Comment Evaluation:**
 - After the public comment period has passed, Staff will evaluate all comments and revise the new proposed rules as determined necessary
- **Adoption:**
 - Staff will bring the new proposed rules back to the Board for consideration and adoption



BE IT RESOLVED by the Board of Directors of the Brazos River Authority that the revisions to the Regulations of Brazos River Authority Lakes and Associated Lands as presented at its March 28, 2022 meeting be posted for public comment for a period of thirty calendar days.

BE IT FURTHER RESOLVED that upon conclusion of the public comment period, Brazos River Authority staff shall review and consider any comments that are received, make any revisions staff determines necessary and bring the final proposed revisions to the Board of Directors for consideration and approval.

BE IT FURTHER RESOLVED that beginning upon the adoption of this resolution, the Brazos River Authority shall not consider any new commercial on-water facility permits or amendments/modifications/revisions to existing commercial on-water facility permits until such time as revisions to the Regulations of Brazos River Authority Lakes and Associated Lands are adopted by the Board of Directors and become effective.



Brazos River Authority