

TITLE 300. GRAND RIVER DAM AUTHORITY
CHAPTER 35. LAKE RULES

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Definitions, Purpose and Application

300:35-1-1. [AMENDED]

Subchapter 3. General Provisions

300:35-3-12. AMENDED]

300:35-3-14. [AMENDED]

300:35-3-15. [AMENDED]

Subchapter 11. Permits for Wharves, Landings, Buoys, Breakwaters and Docking Facilities

300:35-11-3. [AMENDED]

300:35-11-4. [AMENDED]

300:35-11-14. [NEW]

Subchapter 13. Permits for Dikes, Excavations, Dredgings, Erosion Control Devices, Retaining Walls, and Shoreline Stabilization

300:35-13-2. [AMENDED]

300:35-13-4. [AMENDED]

300:35-13-7. [NEW]

Subchapter 15. Commercial Use of the Lakes and Lands of GRDA

300:35-15-2. [AMENDED]

Subchapter 21. Administration of Rules and Hearings

300:35-21-1. [REVOKED]

300:35-21-2. [REVOKED]

300:35-21-3. [REVOKED]

300:35-21-4. [REVOKED]

300:35-21-5. [REVOKED]

300:35-21-6. [REVOKED]

300:35-21-7. [REVOKED]

300:35-21-8. [REVOKED]

Subchapter 23. Four-Wheel Vehicles, Off-Road Vehicles and All Terrain Vehicles

300:35-23-8. [AMENDED]

Subchapter 27. Vegetation Management Plan

300:35-27-4. [AMENDED]

300:35-27-8. [AMENDED]

Subchapter 30. Flowage Easements

300:35-30-1. [NEW]

SUMMARY:

A definition for flowage easement has been added, as well as two new paragraphs governing flowage easement activities. A new paragraph has been included addressing the prohibition of habitable structures or Dock-o-miniums after November 12, 2008. Structures existing before this date must meet health, safety and construction guidelines approved by the Grand River Dam Authority Board of Directors. The Administration of Rules and Hearings subchapter has been stricken and being proposed for promulgation as new Chapter 45 Administration of Rules and Hearings. Other general clarifications have been made.

AUTHORITY:

Grand River Dam Authority; 82 O.S. 2019 § 861A(B)(1), 82 O.S. 2019 § 863.2(B)

COMMENT PERIOD:

Written and oral comments will be accepted January 19, 2022 through 4:00 p.m. on February 18, 2022 at Grand River Dam Authority, 9933 E. 16th Street, Tulsa, Oklahoma 74128, Attention: Tamara Jahnke or by email to tamara.jahnke@grda.com.

PUBLIC HEARING:

A public hearing will be conducted to provide an opportunity for persons to orally present their views on the content of the proposed rules. Each person will be allowed a maximum of five minutes to speak and each person must sign in at the door. The public hearing will be held on Wednesday, February 23, 2022 at 10:00 a.m. in the Scissortail Room of Grand River Dam Authority, 9933 E. 16th Street, Tulsa, Oklahoma 74128. The alternate date and time in the event of inclement weather is Tuesday, March 1, 2022 at 10:00 a.m. in the Scissortail Room.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Grand River Dam Authority requests that business entities or any other members of the public affected by these rules provide the agency, within the Comment Period from January 19, 2022 through 4:00 p.m. on February 18, 2022, in dollar amounts if possible, the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity or public member due to compliance with the proposed rules. This information may be submitted in writing from January 19, 2022 through 4:00 p.m. on February 18, 2022 at Grand River Dam Authority, 9933 E. 16th Street, Tulsa, Oklahoma 74128, (918) 610-9686, Attention: Tamara Jahnke or tamara.jahnke@grda.com.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained by contacting Tamara Jahnke at Grand River Dam Authority, 9933 E. 16th Street, Tulsa, Oklahoma 74128, (918) 610-9686, tamara.jahnke@grda.com.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S. 2021 § 303 (D), a Rule Impact Statement has been prepared and is available at the offices of Grand River Dam Authority, Legal Division, 9933 E. 16th Street, Tulsa, Oklahoma 74128. The Rule Impact Statement may also be viewed on the Grand River Dam Authority website at www.grda.com.

CONTACT PERSON:

Tamara Jahnke, Assistant General Counsel, (918) 610-9686, tamara.jahnke@grda.com.