



Tired Creek Lake

Grady County Lake Authority

Regulations Governing Activities On and Around Tired Creek Lake

(Approved 3.15.18)

Regulations Governing Activities On and Around Tired Creek Lake
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1.00 PURPOSE AND POLICY.

The regulations contained herein shall be applicable to the Project Lands and Project Waters, as those terms are hereinafter defined, associated with the Tired Creek Fishing Lake (the "Lake"). The Lake is a water impoundment built by Grady County to help meet the unmet demand of fishing opportunities in the County. The primary and overriding objective of this Management Plan (hereinafter referred to as the "Plan") is to set forth the activities permitted on the Lake and the County's surrounding property.

Subordinate objectives of the Plan are to: regulate the management, protection, and preservation of the Lake's shoreline and environment; establish and maintain acceptable fish and wildlife habitat, aesthetic quality, and natural environmental conditions; protect Project Waters and adjacent Private Lands; and accommodate the safe and healthful use of Project Lands and Waters for recreational purposes by the general public.

While some highly regulated uses of Project Lands and Waters are compatible with the primary objective of water quality protection, any public or private use otherwise permissible under the terms of this Plan may be limited, regulated, denied, prohibited, or ordered removed at the discretion of the Lake Manager, subject to appeal to the Board of Commissioners, or at the discretion of the Board if such use is believed to create an unacceptable risk to the quality of the water in the Lake.

Designated portions of the Project shall be open for public use and shall be available to the public without regard to sex, race, color, creed, age, nationality or place of origin. No lessee, licensee, or concessionaire providing a service to the public shall discriminate against any person because of sex, race, color, creed, age, disability, nationality or place of origin in the conduct of the operations under the lease, license or concession contract.

Public use is limited to the Project Waters and Public Recreational Areas.

2.00 AUTHORITY AND JURISDICTION.

The Lake is wholly owned in fee simple by the County and lies wholly within the County.

The County also possesses the lands surrounding the Lake for buffer protection, access, environmental protection, compensatory mitigation, and water quality protection.

This Plan, all rights of the County herein contained, and all restrictions herein imposed may be administered, exercised, and enforced by the County and its designated agents and employees. The designated agents and employees of the County are specifically authorized to assist in the enforcement of this Plan.

No provision of this Plan shall be construed to conflict with or permit anything prohibited by the applicable Rules for Environmental Planning Criteria (Ga. E.P.D. Rules, Chapter 391-3-16), or any other regulations or ordinances established by Grady County, Georgia. All other applicable Federal, State and local laws and regulations remain in full force in effect.

3.0 DEFINITIONS

"Aircraft" - All aircraft, including, but not limited to, airplanes, seaplanes, helicopters, ultralight aircraft, motorized hang gliders, hot air balloons, any non-powered flight devices and any other such equipment.

"Tired Creek Fishing Lake" - The water impoundment project in Grady County, Georgia, consisting of the impounded waters along Buss, Black and Sapp Creeks in the Ocklockonee River Basin. Also referred to as the "Lake."

"Authority" - Grady County, GA Lake Authority.

"Boating Under the Influence" - Operating any boat, sailboat, personal watercraft, water skis, sail board or similar device while intoxicated.

"Boat Ramp" - A ramp built on the shore into the water as a launching place for boats or other vessels.

"Competent Adult" - A person of age 18 or older who is not under the influence of alcohol or drugs and who is carrying proper identification.

"County" - Grady County, Georgia, acting by and through its Board of Commissioners, or its agents, employees, or other designees which includes the Grady County, GA Lake Authority.

"Direct Supervision" - Within the sight of and within 400 yards of a person who is aware of his or her supervisory responsibility.

"Dock" - A platform built out from the shore into the water, whether on posts, pilings, floating supports, or supported by any other means, such as those used as a landing place for vessels or for fishing.

"Failure to Regulate Speed" - Operating a vessel at speeds that may cause danger, injury, damage or unnecessary inconvenience either directly or by the effect of the vessel's wake in an unreasonable and non-

prudent manner under the conditions.

"Flotation Device" - Any device, structure, or item that may be used as a means of buoyant support or transportation on the surface of the water. Examples include, but are not limited to, rafts, floats, tubes, barrels, styrofoam blocks, and pontoons.

"Grady County, Georgia" - A political subdivision of the State of Georgia, acting by and through its duly elected and qualified Board of Commissioners or its agents, employees, or other designees.

"Idle Speed"- Operating a vessel at the slowest speed at which is still possible to maintain steering control.

"Impervious Surface" - A man made structure or surface which prevents the infiltration of water into the ground below the structure or surface. Examples include, but are not limited to, buildings, roads, driveways, parking lots, swimming pools, and patios.

"Lake" - See "Tired Creek Lake."

"Lake Management Plan of Tired Creek Fishing Lake" - This document and all amendments thereto. Also referred to as the "Plan."

"Lake Manager" - The employee of the County who is designated by the Authority as the primary official to perform the duties set out herein within the Project Lands and Project Waters for the purposes of enforcing the Plan. The Lake Manager will be appointed by, serve at the pleasure of, and report to the Grady County Lake Authority. The Lake Manager shall have such authority as is necessary to enforce and carry out the purposes of this Plan in Grady County. Unless otherwise indicated herein, the term "Lake Manager" shall include the authorized representatives of the Lake Manager.

"Mean Sea Level (MSL)" - The level of the ocean's surface halfway between the high and low tide, used as a standard in measuring land elevation.

"Natural Buffer Area" - The area extending a distance of 100 feet horizontally from and parallel to the boundary of the 220.2' MSL line. This area is subject to restrictive covenants of public record intended to protect the water quality and environment of the Project. The Natural Buffer Area can be disturbed only as provided for herein.

"Plan" - See "Lake Management Plan of Tired Creek Lake."

"Project" - The Tired Creek water impoundment project and related recreation areas.

"Project Lands" - All real property acquired and owned in fee simple by the County in and around the Lake.

"Project Waters" - That area located within the normal pool level of the Lake at 220.2' MSL covering

approximately 960 acres.

"Proper Identification" - A drivers license, legible copy of drivers license or any other government issued identification that contains a description of the person, a photograph and birthdate.

"Overloading" - Loading a boat beyond the recommended capacity shown on the capacity plate installed by the boat manufacturer.

"Reckless Operation" - The operation of a vessel with disregard for the safety of persons or property.

"Utility" - Utility refers to public or private water and sewer piping systems, water and sewer pumping stations and treatment systems, electric power lines, fuel pipelines, cable television and telephone lines, roads, driveways, bridges, river and lake access facilities, storm water systems, railroads, and other utilities identified by local government.

"Vehicle" - Any motorized or non-motorized means of transportation, including, but not limited to, automobiles, trucks, motorcycles, mini-bikes, snowmobiles, dune buggies, all-terrain vehicles and trailers, campers, bicycles or any other such items or their associated equipment.

"Vessel" - All watercraft, including but not limited to boats, jet skis, canoes or other crafts, motorized or non-motorized, used, or capable of being used on water.

4.00 PROJECT LANDS DESIGNATIONS.

Project Lands are divided into the following 3 types of designated areas to which varying degrees of restriction apply: Natural areas, Public Recreation Areas and General County Property. These designations are applied by the County by and through the Lake Manager to fulfill the purposes of this Plan. These designations are made pursuant to the County's ownership in the affected property, and are completely independent of the Ordinances adopted by Grady County, Georgia, pursuant to its police powers, which also remain in full effect in all areas affected by this Plan.

The Lake Manager shall designate the Project Lands as Natural Areas, Public Recreation Areas and General County Property. These initial designations have been approved by the County, and any changes thereto must be similarly approved. Modifications to these designations shall be kept on file with Lake Manager. The designations are described in more detail as follows:

4.01 Natural Areas.

This classification is established for the protection of Project operations, environmental qualities, and to provide for the physical safety of visitors. This classification includes certain hazardous locations, such as areas near darns or spillways, and environmentally sensitive areas, such as fish spawning beds. Certain areas adjacent to or near the Lake are classified as compensatory mitigation areas that are intended to remain in their natural state to satisfy the regulatory requirements associated with constructing the Lake and to mitigate the adverse environmental impacts resulting from the Project. Mitigation Areas may also be designated Prohibited Access Areas.

Shorelines may also be designated in this classification for their physical protection from impacts such as heavy siltation, rapid dewatering, or exposure to high winds and currents. Limited land and boat access are permitted along these shorelines, provided aesthetic, environmental, and natural resource values are not damaged or destroyed. Except for access by the Lake Manager and emergency personnel, no vessels or flotation devices may be moored in these areas.

These areas are to be left undisturbed, and all public access shall be prohibited. Land access, boating, and mooring of any vessels or flotation devices are prohibited in these areas, except for access by the Lake Manager and emergency personnel. The County may construct a limited number of boat ramps in the Prohibited Access Area as needed to provide access for the Lake Manager and emergency personnel.

4.02 Public Recreation Areas.

Public Recreation Areas are intended to provide the public with quality recreational experiences. These areas may incorporate facilities that can sustain intensive use, are vandal-resistant, reasonably safe, and large enough to support normal weekend use during the peak recreation season. However even in these areas, water quality considerations shall outweigh recreational concerns, and certain activities within Public Recreation Areas may be regulated or prohibited at the discretion of the Lake Manager to avoid any adverse impact upon water quality and to fulfill the purposes of this Plan. No activity shall be permitted in these areas unless expressly authorized by this Plan or an appropriate permit is obtained as provided in Section 7.00.

4.03 General County Property.

All areas not identified as Natural Areas or Public Recreation Areas shall be considered General County Property and contain no restrictions.

5.00 GENERAL REGULATIONS.

5.01 Prohibited Activities.

The following is a non-inclusive list of activities which are prohibited on Project Lands and Waters:

- A. Planting of exotic species and non-native plants,
- B. The removal of forest humus or mulch.
- C. Clearing trees to obtain scenic vista, clearing trees or underbrushing without a permit, and constructing roadways to the shoreline.
- D. Floating or non-floating structures, including but not limited to boat docks and boat ramps (except for the docks and boat ramps maintained by the County and or Wildlife Resources Division). No individual permits for floating or nonfloating structures or for discharge of dredged or fill material in Project Waters shall be authorized or issued.
- E. Diving or jumping from bridges or other structures which cross Project Waters.

F. Rappelling, rock climbing or hang gliding from anywhere on the County's property onto the lake.

G. Parking in unauthorized areas.

H. Hunting and trapping, unless an emergency permit is issued for the control of dangerous animals or overpopulation. All Federal, state and local laws governing these activities apply on Project Lands and Waters, as regulated by authorized enforcement personnel.

I. The possession of explosives or explosive devices of any kind, including fireworks, unless: (1) in the possession of a Federal, state or local law enforcement officer; or (2) written permission has been received from the Lake Manager.

J. Pumping or any other removal of water from the Lake.

K. Moor or attach a boat to a buoy, beacon, light or any other navigational aid placed on public waters by proper authorities.

L. Move, displace, tamper with, damage or destroy a navigational aid.

M. Obstruct a pier, wharf, boat ramp or access to any facility.

N. Discharge oil or hazardous substances, including dumping oil into the bilge of a boat without means for proper disposal.

O. Vessels with galley, a marine toilet, or sleeping quarters (OCGA 52-7- 13(D)).

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P. Personal Watercraft operating in excess of idle speed when within 100 feet of any moored or anchored vessel, shore, dock, pier, wharf, piling, bridge or person in the water.

5.02 Sanitation.

A. Garbage, trash, rubbish, litter, or any other waste material or waste liquid generated on the Project Lands and incidental to authorized recreational activities shall be either removed from the Project Lands or deposited in receptacles provided for that purpose. The improper disposal of such wastes, human and animal waste included, on Project Lands or into Project Waters is prohibited.

B. It is a violation to bring onto Project Lands or into Project Waters any household or commercial garbage, trash, rubbish, debris, dead animals or litter of any kind for disposal or dumping.

C. The spilling, pumping or other discharge of contaminants, pollutants or other wastes, including, but not limited to, human or animal waste, petroleum, industrial and commercial products and by-products, on Project Lands or into Project Waters is prohibited.

D. The discharge or placing of sewage, galley waste, garbage, refuse, or pollutants onto Project Lands or into Project Waters from any vessel or watercraft is prohibited.

E. Campers, picnickers, and all other persons using the Project Lands or Waters shall keep their sites free of trash and litter during the period of occupancy and shall remove all personal equipment and clean their sites upon departure.

5.03 Fires.

A. Gasoline and other fuels shall not be carried onto or stored on Project Lands without written permission of the Lake Manager with the exception of the Marina as authorized by the Authority. This does not apply to the fuel tanks of automobiles and the trucks located on roadways or parking areas within the Project or the fuel tanks of boats and vessels located in the lake or parking areas.

B. Fires shall be confined to those areas designated by the Lake Manager, and shall be contained in fireplaces, grills, or other facilities designated for this purpose. Fires shall not be left unattended and must be completely extinguished prior to departure. Gathering of dead wood on the ground for use in designated recreation areas as firewood is permitted, Cutting of any vegetation for wood is prohibited. The burning of materials that produce toxic fumes, including, but not limited to, tires, plastic or treated wood products is prohibited.

C. Fires for the burning of debris are prohibited.

D. Improper disposal of lighted smoking materials, matches or other burning materials is prohibited.

5.04 Control of Animals.

A. No person shall bring or allow dogs, cats, or other pets into Public Recreation Areas unless penned, caged, on a leash under 6 feet in length, or otherwise physically restrained. No person shall allow his or her animal to impede or restrict otherwise full and free use of Project Lands and Waters by the public. Animals and pets, except properly trained animals assisting the handicapped (such as seeing-eye dogs), are prohibited in sanitary facilities or other areas so designated by the Lake Manager. Unclaimed or unattended animals are subject to immediate impoundment and removal in accordance with state and local laws.

B. Persons bringing or allowing pets in designated public use areas shall be responsible for proper removal and disposal, in sanitary facilities, of any waste produced by these animals.

C. No person shall bring or allow horses, cattle, or other livestock in camping, picnicking, or other recreation areas except in areas designated by the Lake Manager.

D. Ranging, grazing, watering or allowing livestock on Project Lands and Waters is prohibited.

E. Unauthorized pets and livestock are subject to impoundment and removal in accordance with Fed-

eral, state and local laws. Any animal impounded under the provisions of this section may be confined at a location designated by the Lake Manager, who may assess an impoundment fee as established by Grady County. This fee shall be paid before the impounded animal is returned to its owner(s).

5.05 Lost and Abandoned Property.

A. Abandoning or disposing of personal property on Project Lands is prohibited.

B. All found articles shall be deposited by the finder at the Lake Manager's office or with the Sheriff's Office. All such articles shall be handled in accordance with the procedures set forth herein.

C. Personal property of any kind shall not be abandoned, stored or left unattended upon Project Lands or Waters. After a period of 24 hours, or at any time after a posted closure hour in public use areas, unattended personal property shall be presumed to be abandoned and may be disposed of by the Authority or impounded and stored at a storage point designated by the Lake Manager, who may assess a reasonable impoundment fee. Such fee shall be paid before the impounded property is returned to its owner. Abandoned personal property often takes the form of solid waste such as rubber tires, Styrofoam, lumber, steel, furniture, building debris, etc. Solid waste shall be disposed of by the Authority.

D. The Lake Manager shall, by public or private sale or otherwise, dispose of all lost, abandoned or unclaimed personal property that comes into Government custody or control. However, unless the property is considered solid waste, property may not be disposed of until diligent effort has been made to find the owner, heirs, next of kin or legal representative(s). If the owner, heirs, next of kin or legal representative(s) are determined but not found, the property may not be disposed of until the expiration of 120 days after the date when notice, giving the time and place of the intended sale or other disposition, has been sent by certified or registered mail to that person at the last known address. When diligent efforts to determine the owner, heirs, next of kin or legal representative(s) are unsuccessful, the property may be disposed of without delay, except that if it has a fair market value of \$25 or more, the property may not be disposed of until 90 days after the date it is received at the storage point designated by the Lake Manager. The net proceeds from the sale of property shall be placed into the Treasury of the Grady County Board of Commissioners as miscellaneous receipts.

E. The owner of any unattended vehicle, vessel or aircraft, as defined herein, shall be presumed to be responsible for its use on Project Lands or Waters. Unless proven otherwise, such presumption shall be sufficient to issue a citation for the violation of regulations applicable to the use of such vehicle, vessel or aircraft.

5.06 Vehicles.

A. Vehicles shall not be parked in violation of posted restrictions, or in such a manner as to obstruct or impede normal or emergency traffic movement or the parking of other vehicles, create a safety hazard, or endanger any person, Project Lands or environmental feature. Vehicles so parked are subject to removal and impoundment at the owner's expense.

B. The operation and/or parking of a vehicle off authorized roadways is prohibited except at locations and times designated by the Lake Manager. Taking any vehicle through, around or beyond a restrictive sign, recognizable barricade, fence, or traffic control barrier is prohibited.

C. Vehicles shall be operated only in accordance with posted regulations and applicable Federal, state and local laws, which shall be enforced by authorized enforcement officials.

D. No person shall operate any vehicle in a careless, negligent or reckless manner so as to endanger any person, Project Lands or environmental feature.

E. In Public Recreation Areas, vehicles shall be used only to enter or leave the area or individual sites or facilities unless otherwise posted.

F. Except as authorized by the Lake Manager, no person shall operate any motorized vehicle without a proper and effective exhaust muffler as defined by state and local laws, or with an exhaust muffler cutout open, or in any other manner which renders the exhaust muffler ineffective in muffling the sound of engine exhaust.

5.07 Vessels.

A. All vessels and trailers shall be inspected and cleaned prior to entering Project Waters to prevent the infestation of the Project with aquatic weed pests. The cleaning of vessels with soaps and solvents is prohibited.

B. The placement and/or operation of any vessel upon Project Lands or Waters for a fee or profit is prohibited except as authorized by permit, lease, license or concession contract with the Authority.

C. Vessels may be operated on the Project Waters, except in prohibited or restricted areas or as otherwise provided herein, in accordance with posted regulations, including buoys, and applicable Federal, state and local laws, as regulated by authorized enforcement officials. The placement of regulatory buoys such as "no wake" buoys shall be accomplished by the Authority with the concurrence of the Georgia Department of Natural Resources, Wildlife Resources Division.

D. All vessels required by applicable Federal, state and local laws to display an appropriate registration on board shall do so whenever the vessel is operated on Project Waters.

E. The operation of vessels in a careless, negligent or reckless manner so as to endanger any property or person (including the operator and/or user(s) of the vessel or watercraft) is prohibited.

F. All vessels, when in use, shall have safety equipment, including personal flotation devices, on board in compliance with U.S. Coast Guard boating safety requirements (Coast Guard Pamphlet CG-290; 46 CFR Parts 25, 30, 33 CFR Part 175) and in compliance with boating safety laws issued and enforced by the State of Georgia.

G. Unless otherwise permitted by Federal, state or local law, vessels may not be used for either overnight occupancy or any form of habitation or residence.

H. Parasails, ski-kites or similar devices are prohibited.

I. All vessels, when not in actual use, shall be removed from Project Lands and Waters unless moored or stored at designated areas approved by the Lake Manager. The placing of floating or stationary mooring facilities on, adjacent to, or interfering with a buoy, channel marker or other navigational aid is prohibited.

J. All vessels used on Project Waters shall be constructed and maintained in compliance with the standards and requirements established by the Federal Safe Boating Act of 1971 (Public Law 92-75, 85 Stat. 213), and all regulations promulgated pursuant to such act.

K. Operators as well as owners are responsible for safe operation and must:

- i. Follow all state and County boating laws and rules
- ii. Ensure the safety and proper behavior of their passengers
- iii. Not exceed the passenger or load limits for the boat

L. The Georgia Boat Safety Act prohibits anyone from boating under the influence (BUI) or for the owner of a boat to allow anyone else to operate their boat or PWC while that person is under the influence of alcohol or drugs.

i. Georgia boating law states:

1. It is illegal for those under the age of 21 years to operate a boat or PWC if their blood alcohol level is 0.02 or more
2. Those 21 years of age or older are considered to be under the influence, and may not operate a boat or PWC, if their blood alcohol level is .08 gr. or more or if drugs are detected.

ii. Penalties. The Georgia Boat Safety Act sets forth the following penalties which shall be adopted herein:

1. Those arrested for boating under the influence
 - a. May lose their privilege to operate a boat or PWC until they successfully complete a DUI Alcohol or Drug Use Risk Reduction Program approved by the Georgia Department of Human Resources; and
 - b. Charged with a misdemeanor punishable by fines up to \$ 1,000 and/or prison time up to one year

iii. Implied Consent: By operating a boat or PWC on Georgia waters, you have consented to be tested for alcohol or drugs if requested by a law enforcement official. If testing is refused, the privilege to operate a boat/PWC will be forfeited for up to one year and such refusal shall be admissible as evidence in a court of law.

iv. A person found operating a boat or PWC under the influence while a child under the age of 14 years is onboard, is also guilty of the separate offense of child endangerment.

M. Boat driver restrictions

i. Those less than 12 years of age:

1. May not legally operate a Class I, 2, or 3 boat or a Class A boat powered by a motor of more than 30 horsepower
2. May legally operate a Class A boat which is either nonmotorized or powered by a motor of 30 horsepower or less only if they are accompanied by a competent adult

ii. Those 12 or 13 years of age may:

1. Legally operate a non-motorized Class A boat without restrictions
2. Legally operate a Class A boat powered by a motor of 30 horsepower or less only if they: have passed a boating safety course approved by the Department of Natural Resources, are accompanied by a competent adult, or are under direct supervision of a competent adult
3. Not legally operate a Class 1,2, or 3 boat or a Class A boat powered by a motor of more than 30 horsepower

iii. Those 14 or 15 years of age:

1. May legally operate a non-motorized Class A boat without restrictions
2. May legally operate any other boat only if they have passed a boating safety course approved by the Department of Natural Resources, are accompanied by a competent adult or are under direct supervision of a competent adult

iv. Those 16 years of age or older may operate any boat on the waters of Georgia if they have proper identification onboard

v. Anyone born after Jan. 1, 1998 must have successfully completed an approved boater safety course.

N. Night Operations: All boats operating on Tired Creek between sunset and 7 am., while underway or stopped, must:

- i. Display an operational white stern light.
- ii. Display operational running lights (red port; green starboard).
- iii. No skiing between sunset and 7 AM.

O. Safety Considerations

i. A sailing vessel has the right-of-way over a power-boat, unless the power boat is being overtaken, then the sailing vessel must stay clear.

ii. Do not follow any boat or skier closer than 200 feet. iv. Do not tow boats over 15 MPH.

iii. Direction of Traffic. The traffic pattern for all power-boats on the lake is counter-clockwise. Keep the closes shoreline on your right. The lake may be crossed wherever it is safe and travel may occur in any direction at slow speed less than 5 MPH.

iv. Sighting a person in the water. Operators must acknowledge the sighting of a fallen person within 200' of their boat by raising one arm vertically until the downed individual has been passed.

P. Personal Water-crafts

- i. Personal Watercraft may only carry the number of passengers for which it is manufactured.
- ii. Personal Watercraft are restricted to the special PWC area of the lake and must travel in a counter clockwise rotation.
- iii. PWC operators must keep a distance of 100 feet from any other vessel while underway.
- iv. Operators must be at least 16 years of age.

Q. Wakeboarding & Waterskiing

- i. Water skiing and wakeboarding are restricted to designated areas
- ii. Ski boats must travel in a Counter clockwise direction
- iii. A maximum of two persons at a time may be towed behind vessel. Only one tow-line and tow device per vessel.
- iv. All boats towing a skier shall have an observer or wide angle mirror.

5.08 Aircraft.

A. The operation of aircraft on Project Lands is prohibited. This provision shall not be applicable to aircraft engaged on official business of Federal, state or local governments or law enforcement agencies, aircraft used in emergency rescue in accordance with the directions of the Lake Manager or aircraft forced to land due to circumstances beyond the control of the operator.

B. Except in extreme emergencies threatening human life or serious property loss, the air delivery of any person, material or equipment by parachute, helicopter or other means onto Project Lands or Waters without written permission of the Lake Manager is prohibited.

5.09 Fishing

- A. All Georgia fishing regulations are strictly enforced.
- B. No trout lines, nets, baskets or bush hooks. Jug fishing or noodling is allowed, but you must be present.
- C. Anglers 16 years of age and older, except honorary license holders, must possess a current fishing license. This may be provided by either a 1-day hunting/fishing license; a Sportsman's, Honorary or Lifetime license, or an annual fishing license.

5.10 Swimming

A. Swimming, skiing and tubing is permitted at the risk of the individual.

5.11 Camping

A. Tent and primitive camping is permitted for a fee of \$10 per site on a first come first serve basis. Permits are available from the Grady County Board of Commissioners' office, Grady County Courthouse, 250 North Broad Street, Cairo, GA 39828.

B. No barbeques or other cooking utensils may be placed in such a manner that may harm existing turf other plant life.

C. Campfires

i. Gathering of living plants including tree limbs, shrubs or twigs, or dead but still connected to the tree or shrub from within the park for the purpose of making a campfire is prohibited.

ii. Campfires may not be left unattended. Before leaving the area or retiring all coals must be extinguished.

iii. A bucket of water or fire extinguisher ready and close to the campfire at all times

iv. An adult must be present at each fire site when in use

v. In high winds, open fires may be forbidden or limited in use.

5.12 Point-Source Sedimentation.

Activities such as dredging; placement of riprap; construction of outfall lines, intake structures, other fixed structures, and retaining walls; fill, and the discharge of dredged or fill material into the Lake may be permitted only if specifically authorized in writing by the Lake Manager, and not specifically prohibited by this Plan, or any Federal, state, or local law. Consultation with the Lake Manager is required prior to the initiation of any such activities.

Point-source sedimentation violations that directly impact the Lake may be reported to the Lake Manager, or the Georgia Department of Natural Resources, or any other appropriate local, state for Federal authority.

6.00 USE OF SHORELINE AREAS PERMITS.

6.01 Required Permits.

All permit requests must be submitted to the Lake Manager who shall review and issue or deny the permit within 30 days of receipt of the request. The Lake Manager may seek the advice of the Georgia Department of Natural Resources whenever a requested permit may potentially affect water quality.

Each permit application shall be reviewed and considered solely on its individual merits. All applicants shall be notified in writing of the reason for any denial of a permit request. An appropriate permit fee may be charged in accordance with a fee schedule adopted by the Board of Commissioners.

6.02 Violation of Permit Conditions/Unauthorized Use.

Violations of permit conditions or unauthorized uses are violations of this Plan and shall result in corrective action that may include termination of the permit, removal of private property, restoration of Project Lands, citation and/or other legal action as deemed necessary.

When a permit violation or unauthorized use is corrected, the violator may reapply for a permit subject to current regulations; however, the Lake Manager may consider such violation or unauthorized use as a factor in its decision whether or not to grant or renew such permit.

7.00 PUBLIC USE OF PROJECT WATERS AND PUBLIC RECREATION AREAS.

7.01 Restrictions.

A. The Project Waters and Lands are open year-round, seven days a week. Subject to the foregoing, the Lake Manager may establish and post a schedule of visiting hours and/or restrictions on the public use of Project Lands or Waters, or portions thereof. The Lake Manager may close or restrict the use of Project Lands or Waters, or portions thereof, when necessitated by reason of public health, public safety, maintenance, or other reasons in the public interest. Entering or using the Project Lands or Waters in a manner which is contrary to the schedule of visiting hours, closures or restrictions is prohibited.

B. Quiet shall be maintained in all public use areas between the hours of 10 p.m. and 6 a.m. or those hours designated by the Lake Manager. Excessive noise during such times that unreasonably disturbs persons is prohibited.

C. Any act or conduct by any person which interferes with, impedes or disrupts the use of Project Lands or Waters or impairs the tranquility or privacy of adjoining land owners or impairs the safety of any person is prohibited. Individuals who are boisterous, rowdy, disorderly or otherwise disturb the peace on Project Lands or Waters may be requested to leave the Project.

D. The operation or use of any audio or other noise producing device, including, but not limited to, speakers, televisions, or musical instruments and motorized equipment, including vessels or vehicles, in such a manner as to unreasonably annoy or endanger persons at any time or exceed state or local governing noise levels from motorized equipment is prohibited.

E. Picnicking and related day-use activities are allowed only in those portions of the Public Recreation Areas designated by the Lake Manager or the Plan.

F. Camping and related activities are allowed only in those portions of the Public Recreation Areas specifically designated for such use by the Lake Manager and approved by the Authority. If camping areas are designated, the Authority shall adopt rules and regulations to govern the public use of camping

areas.

G. Destruction, injury, defacement, removal or other alteration of public property including, but not limited to, developed facilities, natural formations, mineral deposits, historical and archeological features, and vegetative growth, is prohibited except when in accordance with written permission of the Lake Manager.

H. Cutting or gathering of trees or parts of trees and/or the removal of wood from Project Lands (except for the collection of firewood as provided under Section 5.03) is prohibited without written permission of the Lake Manager.

I. Advertising by the use of billboards, signs, markers, audio devices, handbills, circulars, poster, or any other means whatsoever, is prohibited without written permission of the Lake Manager. Vessels and vehicles with semi-permanent or permanent painted or installed signs are exempt as long as they are used for authorized recreational activities and comply with all other rules and regulations pertaining to vessels and vehicles.

J. The construction, placement, or existence of any structure (including, but not limited to, roads, trails, signs or landscape features) of any kind under, upon, in or over the Project Lands or Waters is prohibited without a lease, license, or other appropriate written agreement issued by the Lake Manager. The design, construction, placement, existence or use of structures in violation of the terms of the lease, license or other written agreement is prohibited. Grady County shall not be liable for the loss of, or damage to, any private structures, whether authorized or not, placed on Project Lands or Waters. Unauthorized structures are subject to summary removal or impoundment by the Lake Manager.

K. Occupying any land, buildings, vessels or other facilities within the Project for the purpose of maintaining same as a full or part-time residence is prohibited. The provisions of this section shall not apply to the occupation of lands for the purpose of camping in designated areas and in accordance with the provisions of hereof.

L. Use of Project Lands or Waters for agricultural purposes is prohibited.

7.02 Special Event Permits.

Special events, including, but not limited to fishing tournaments, music festivals, dramatic presentations, water carnivals, sailing regattas, family reunions, and company or corporate outings, are prohibited without a Special Event Permit. All permit requests must be submitted to the Lake Manager who shall review and issue or deny the permit within 30 days of receipt of the request. The Lake Manager may seek the advice of the DNR-EPD Water Quality Program whenever a requested permit may potentially affect water quality. Each permit application shall be reviewed and considered solely on its individual merits. In determining whether or not to grant a Special Event Permit, the Lake Manager shall consider all relevant factors including, without limitation, environmental laws and regulations; regulatory guidance; public safety; availability of space; effect on the rights of others; and the nature,

duration, and extent of the proposed activity. All applicants shall be notified in writing of the reason for any denial of a permit request. An appropriate permit fee may be charged in accordance with a fee schedule adopted by the Authority. Permits issued by the Lake Manager for special events do not relieve the permittee from the necessity of obtaining similar local or state authorizations, if required.

A. Special Event Permits are required for use of Public Recreation Areas whenever more than 12 persons are involved in a proposed activity.

B. Special Event Permits are required for use of the Project Waters whenever more than 12 vessels are involved in a proposed activity.

C. The public shall not be charged any fee by the sponsor of such event unless the Lake Manager has approved in writing (and the sponsor has properly posted) the proposed schedule of fees.

D. The Lake Manager shall have authority to revoke permission and require removal of any equipment from Project Lands or Waters upon failure of the sponsor to comply with the terms and conditions of the permit/permission or the rules and regulations contained in this Plan.

7.03 Handicapped-Accessible Facility Requirements.

Handicapped-accessible facilities for Public Recreation Areas will be developed in accordance with the requirements of law. Should further needs arise, each case or need shall be reviewed on its own merits. Every effort will be made to accommodate reasonable accessibility-related requests; however, site conditions may limit the Lake Manager's ability to accommodate every request. Due to safety considerations, rail and ski-lift type facilities shall not be authorized.

7.04 Recreation Use Fees.

A. Recreation Use Fees shall be established and modified from time to time by the Authority and a list of such use fees shall be maintained in the office of the Lake Manager. Grady County property owners may obtain an annual permit from the Grady County Commissioners' Office, Mon. - Fri., 8 a.m. until 5 p.m., except on holidays. Permits must be displayed or produced if requested on each visit to the lake. Non-county residents or taxpayers may purchase a permit for \$3 per day. Those permits are available at kiosks located at boat ramps on State Park Road or Cedar Springs Road.

B. All use fees shall be fair and equitable and shall not exceed the cost to the County of providing recreation opportunities. Fees shall be based on the following criteria:

1. The direct and indirect amount of County expenditure.
2. The benefit to the recipient.
3. The public policy or interest served.

4. The comparable recreation fees charged by Federal or non-Federal public agencies and the private sector within the service area of the management unit at which the fee is charged.
5. The economic and administrative feasibility of fee collection.
6. The extent of regular maintenance required.
7. Other pertinent factors.

8.00 PROJECT MANAGEMENT.

Project Lands and Waters shall be managed to attain multiple benefits including, but not limited to: (1) the assurance of adequate forest resources to provide water quality protection; (2) the promotion of a diverse wildlife community; (3) the enhancement and maintenance of existing fisheries habitat; (4) the protection of water quality; (5) the control of aquatic weeds; (6) the protection of wetlands, endangered species, and cultural, historical and archeological resources; and (7) the protection of islands.

8.01 Forest Management.

Forest products are not a focus of the County; rather all forest management goals shall have the primary focus of protecting water quality within the Lake. Additional goals of forest management shall be aesthetics, wildlife benefits, air and water quality, soil erosion, and outdoor recreation experiences.

Implementation of forest management objectives shall be accomplished on lands owned in fee simple by the County utilizing a variety of methods including selective thinning to reduce basal area and increase stand vigor and regeneration to establish cover on unforested areas and replace mature stands.

8.02 Wildlife Management.

Successful wildlife management on Project Lands can best be achieved by integrating wildlife programs with effective forest management. The goal of wildlife management is developing, improving, and maintaining vegetative communities that will serve diverse wildlife. Non-consumptive activities such as observing wildlife, photography and nature study are compatible with this goal and shall be allowed in all Public Recreation Areas.

Hunting and trapping on Project Lands are prohibited unless an emergency permit is issued for the control of overpopulation. All Federal, state and local laws governing these activities apply on Project Lands and Project Waters, as regulated by authorized enforcement officials.

In keeping with the promotion of a diverse wildlife community, the County may manipulate habitats on property that it owns in fee simple. Active management includes providing deficient habitat components, such as installing nesting structures or food plots. The County encourages and authorizes the planting of native vegetation consistent with the County's Forest Management Practices, (see Sec-

tion 8.01 Forest Management). Snag or dead trees not endangering life or property may be purposely left to benefit both birds and mammals.

Wildlife population regulation, especially game species, is the responsibility of the Georgia Department of Natural Resources. The County shall cooperate to support state efforts with population regulation by providing habitat for the production of game species for off-site utilization and assisting with the control of pest species.

8.03 Fisheries Management.

Fisheries management is implemented to enhance and maintain existing fisheries habitat. Habitat enhancement is accomplished by conducting various practices such as water level management for stabilizing spawning habitats, installation of fish attractors, and planting native vegetation for erosion control and habitat as set forth in the Fisheries Management Section of the Master Lake Plan in consultation with the Department of Natural Resources, Wildlife Resources Division.

8.04 Water Quality Management.

Water quality management at the Lake is a complex and challenging task due largely to the potentially varied human activity both in and around the Lake. The County's goal for this management responsibility is to promote water quality adequate for the conservation of wildlife, fish, and other beneficial aquatic life. To achieve this goal, the County strives to maintain compliance with Federal and state water quality laws as they relate to specific operations. Protection of Project Waters is promoted by the following activities: enforcement of Project water pollution regulations, periodic water quality assessment, implementation of solid waste abatement programs for the shoreline, and promotion of environmental awareness. Additionally, the County shall maintain cooperative relations with other water quality management agencies.

County personnel are authorized to enforce laws and regulations which prohibit the discharge of pollutants in and onto Project Lands and Waters. As situations dictate, County personnel shall conduct preliminary investigations of violations on or near the Project Lands and Waters and forward their findings to agencies with appropriate jurisdiction for continued investigation and enforcement.

The discharge of sewage, garbage, and other pollutants from vessels into the Lake is prohibited. The Lake shall be a zero-discharge water body for all vessels.

Health officials with jurisdiction over Project Lands shall prohibit new septic tank systems or drain fields in the Natural Buffer Area.

Cleaning vessels with soaps and solvents on the shoreline pollutes the Lake. This activity and the unauthorized use of insecticides, herbicides, pre-emergents and fertilizers are prohibited by regulation unless recommended by Department of Natural Resources, Wildlife Resource Division.

8.05 Aquatic Weeds.

Nuisance aquatic weeds may invade the Project. The transport of such weeds is possible, and low areas may eventually have seasonal problems unless the public inspects and cleans boats and trailers after visiting other waterways known to have aquatic weed pests.

8.06 Wetlands.

The term "wetlands" means those areas that are inundated or saturated by surface or ground water at a frequency and duration sufficient to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions. Wetlands in, on, or around the Lake provide significant natural biological functions including food chain production; general habitat for aquatic and land species such as nesting, spawning, rearing and resting sites; and serve to purify water.

No permit shall be granted which involves general or specific use or alteration of wetlands unless prior written approval is obtained from the United States Army Corps of Engineers.

8.07 Endangered Species.

It is the intention of the County to conserve threatened and endangered species and the ecosystems upon which those species depend. No permit shall be granted that poses any danger to the habitat(s) of any endangered species. Any permits issued in violation of this Section shall be rescinded.

8.08 Cultural, Historic and Archeological Resources.

It is the intent of the County to protect historical sites and recover historical and archeological data. No permit shall be granted, and if previously granted shall be rescinded, if it is determined that the permit infringes upon a historical or archeological site.

8.09 Island Management.

The Lake may have several islands that provide scenic value, provide wildlife habitat, serve as buffers between natural areas and afford day-use recreational activities during the natural operation of the Lake. Day-use activities consist of fishing, sunbathing, hiking, bird watching, picnicking, etc. Fires and camping, including the erection of any type tent, are prohibited on islands. The practice of island camping is prohibited due to the inability of local law enforcement agencies to provide adequate patrol, and the lack of sanitation facilities and potable water.

9.00 ADMINISTRATIVE REVIEW.

Decisions made by the County's field personnel are subject to review by the Lake Manager. Review may be requested of any decision made at the field level. If reviews made by the Lake Manager are not deemed adequate, then the complaint may be forwarded to the office of the Chairman of the Grady County Board of Commissioners for further review and response. The final decision shall be made by

the Board of Commissioners. The administrative review process shall be deemed exhausted once the Board has decided the matter.

10.00 ENFORCEMENT OF PLAN.

10.01 Issuance of Citations.

The Lake Manager, County Code Enforcement personnel, and other persons designated by the County shall have the authority to issue citations pursuant to O.C.G.A. § 15-10-63 for violation of this Plan. Violations of this Plan shall be tried in the Magistrate Court of Grady County pursuant to O.C.G.A. § 15-10-60 et seq. Any person violating any provision of the this Plan may be punished by a fine of not more than \$1,000.00, imprisonment for not more than sixty (60) days, or both in accordance with the provisions of the laws of the State of Georgia. Any violation of any section of this Plan shall constitute a separate violation for each calendar day in which the violation exists.

10.02 Interference with County Employees.

It shall be unlawful to forcibly assault, resist, oppose, impede, intimidate, or interfere with any civilian official, agent, or employee of Grady County, Georgia, engaged in the performance of his or her official duties. Such actions or interference directed against an employee while carrying out his duties under the Plan are a violation of the Plan. Any person who commits an act against any official or employee of Grady County, Georgia, that is a violation of this Plan and a crime under state or Federal law may be also be tried and sentenced as provided by the relevant provision of law.

Failure to comply with a lawful order issued by an employee acting pursuant to the Plan shall be considered as interference with that employee while engaged in the performance of their official duties. Such interference with an employee includes failure to provide a correct name, address or other identification upon request of the employee, when that employee is authorized to issue citations in the performance of the employee's official duties.

11.00 FEDERAL, STATE AND LOCAL LAWS.

Except as otherwise provided herein, Federal law or regulations, and state and local laws and ordinances shall apply on Project Lands and Waters shall be enforced by those federal, state and local enforcement agencies established and authorized for that purpose. This includes, but is not limited to, Federal, state and local laws and ordinances governing:

- A. Operation and use of motor vehicles, vessels, and aircraft;
- B. Hunting, fishing and trapping;
- C. Use of firearms or other weapons;
- D. Civil disobedience and criminal acts;

E. Littering, sanitation and pollution; and

F. Zoning and development.

12.00 AMENDMENT PROCEDURE.

The County is charged with protecting and managing Tired Creek Lake. It is the intent of this Plan to provide the maximum benefit to the public and to balance needs against the physical limitations and natural qualities of the Project. In formulating this Plan, present and future needs were considered. The Lake Manager shall continually monitor the needs of the Project's users and recommend revisions that will minimize conflicts between various interests. Minor changes in area limits or allocations of areas will be approved by the Lake Manager and reported to the County annually. All other revisions shall be approved by the Grady County Lake Authority.