



New York State Office of Parks, Recreation & Historic Preservation
 Marine Services Unit, Empire State Plaza, Building 1, Albany, NY 12238
 (518)474-0445



Application for Floating Object Permit

Note: Read all instructions before filling out this application. Please write legibly. Failure to comply with instructions shall be considered cause for denial of permit. Falsified answers shall also be considered cause for denial of permit.

INSTRUCTIONS

1. Failure to include accurate and complete information may result in a delay of the review process and/or denial of the permit.
2. Attach one drawing or section of chart showing the general location of your floating object on the lake. This drawing should show as much of the lake as possible. Attach a second drawing showing the specific area in which the floating object is located and indicate position of buoy(s) or float(s), distance from shore, distance from other floating objects in the vicinity, location of existing docks, property boundaries and the names and addresses of adjacent upland property owner. This drawing shall also include the exact address of the floating object.
3. Attach an accurate drawing or picture of the actual floating object(s) to be placed. Include dimensions, structural materials, colors, lighting if applicable and anchoring method.
4. Submit a completed Marine Law Enforcement Letter of No Objection. A blank copy of this form is included in this package.
5. Include written permission of upland owner if other than the applicant or holder of deeded right-of-way. New York State Parks reserves the right to request and/or obtain additional information if it is needed to make a determination regarding the application.
6. **Applicant shall submit this form, two location drawings, drawing of object to be placed, and Letter of No Objection as a complete package, including a check for \$12, payable to NYS Parks, to the address above.**
7. Applicants are prohibited from placing any floating object in the water before receiving a copy of the permit, which has been signed by the Director, M&RV and issued by this office. Applicants should expect a four week processing period before the permit is issued.

APPLICANT INFORMATION

Name: _____
 Organization: _____
 Address: _____
 City, State, Zip: _____
 Daytime Phone #: _____

TYPE OF PERMIT REQUESTED

- Mooring Buoy
 Special Anchorage (Mooring Area)
 Dive/Swim Float
 Slalom Ski Course
 Special Markers
 Other (Specify) _____

REQUIRED: GPS LOCATION OF FLOATING OBJECT: (minutes must be out to 2 decimal places, ex. 59.34")

Latitude: ____ ° ____ . ____ ' N, **Longitude:** ____ ° ____ . ____ ' W.

*If there is more than one object contained in the permit, such as a mooring field or water ski slalom course, attach an extra sheet with the position of the four corners of the area to be permitted.

Waterway	Municipality	County
If applying for a mooring buoy, complete this block of information		
Size & Type of Vessel	Vessel Registration Number	Anchoring Method

Are you the owner of the upland property adjacent to the water in which the object will be placed? YES NO

If you are not the adjacent upland owner, do you have a deeded right-of-way to your proposed object? YES NO

Please list the name and address of the adjacent upland owner if other than you.

Will the existence of the floating object in any way obstruct navigation or restrict or otherwise hinder safe access to or from another persons property? YES NO

Your signature below will attest to the fact that you have answered all questions truthfully and provided all requested information to the best of your ability.

Signature of Applicant _____ Date _____

FLOATING OBJECT
GENERAL LOCATION OF FLOATING OBJECT ON WATERWAY

Show the general area in which the floating object is located on the waterway in question. Include as much of the waterway as possible. You may substitute a portion of a chart, satellite photo, etc. etc



Your signature below will attest to the fact that the drawing is accurate, that all measurements are correct, and all surrounding buoys and structures are represented to the best of your knowledge.(see inst.#2)

Applicants Signature

Marine Law Enforcement

FLOATING OBJECT
DETAIL DRAWING OF SURROUNDING WATER/LAND/OBSTRUCTIONS

Show the specific area in which the floating object is located and indicate position of buoy(s) or float(s), distance from shore, distance from other floating objects in the vicinity, location of existing docks, property boundaries and the names and addresses of adjacent upland property owner. You may substitute a portion of a chart, satellite photo, etc. etc if the required information is included.



Your signature below will attest to the fact that the drawing is accurate, that all measurements are correct, and all surrounding buoys and structures are represented to the best of your knowledge.(see inst.#2)

Applicants Signature

Marine Law Enforcement

FLOATING OBJECT

Marine Law Enforcement Letter of No-Objection

To: Matt Fish, New York State Parks - Marine Services Unit (518/474-0445)

Law Enforcement Agency*: _____

Re.: Floating Object Permit Applicant _____

Dear Mr. Fish,

This office has reviewed the applicants diagram and/or visited the proposed location for the floating object. The location meets the following criteria:

1. The object will not pose a hazard to navigation.
2. The placement of the floating object will not restrict access to or from anyone's property or otherwise infringe on their riparian rights.
3. The placement of the floating object will not violate any other section of the NY State Navigation Law.

This office objects to the placement of the floating object, for the following reasons:

Signed: _____

Printed Name: _____

Title: _____

Date _____

***Appropriate Agency:**

Barge Canal System – NY State Police Troop T, Sgt. Mark Phillips, 518-471-5054

Finger Lakes – County Sheriff, or Finger Lakes Regional Park Police

Adirondacks/Catskills – Please apply for your permit with Environmental Conservation, not State Parks.

All Other Waters – County Sheriff if they operate a Marine Patrol. Otherwise please contact your regional Park Police office.

In no instance should this form be completed by any municipal (city, town, village) patrols without prior approval from this office.

RULES AND REGULATIONS GOVERNING
PLACING OF NAVIGATION AIDS AND FLOATING OBJECTS
IN THE NAVIGABLE WATERS OF NEW YORK STATE
(Statutory authority: Navigation Law §§35, 35-a, 43)

Sec.

448.1 Definitions
448.2 Aids to navigation
448.3 Special anchorage areas
448.4 Floating objects

Sec.

448.5 Special markers
448.6 Shore signs regulating navigation
448.7 Fishing buoys
448.8 Penalty

448.1 Definitions

- (a) *Aids to navigation* shall mean buoys, beacons or other fixed objects in the water which are used to mark obstructions to navigation or to direct navigation through safe channels.
- (b) *Floating Objects* shall mean any anchored marker or platform floating on the surface of the water other than aids to navigation and shall include but not be limited to, bathing beach markers, swimming or diving floats, mooring buoys, fishing buoys, and ski jumps.
- (c) *Adjacent upland owner* shall mean the person or persons having title in fee to the land bordering on the water in which the floating object is to be placed.
- (d) *Fishing buoy* as used in this part shall mean a floating marker conforming in construction and markings as hereinafter specified and which may be placed by fisherman while engaged in recreational fishing for white fish or lake trout.
- (e) *Special marker* shall mean buoys, signs, floating or fixed objects in the water or on shore, other than aids to navigation, which are used to convey information, warning, or to indicate areas of control or regulation.
- (f) *Commissioner* shall mean Commissioner, Parks and Recreation.

448.2 Aids to navigation

- (a) *Lateral system.* Prior to establishing a lateral system of marking on any waterway, a base or outlet and a source or head of navigation shall be first established thereon. Upon waters which have no singular inlet or outlet, arbitrary assumptions may be made to establish one location as the base or outlet and another as the source or head of navigation.
- (b) *Starboard side.* When proceeding from the base or outlet towards the source or head of navigation, red navigation aids shall mark the starboard side or right side of the channel and boats proceeding towards the head of navigation shall keep such aids on their starboard or right side. All such navigation aids shall conform to the following general specifications:
 - (1) *Color.* Signal red.
 - (2) *Numbering.* Starting at the base or outlet and ending at the head or inlet, even numbered buoys only shall be used to mark the right or starboard side of the channel and from such starting point shall advance in even numerical progression to the source or head of navigation.
 - (3) *Lighting.* Red flashing lights may be installed and shall conform to light characteristics as specified by the commissioner depending upon the location of the navigation aid. Unlighted aids shall be equipped with red reflector tape all around the uppermost part of the aid and such tape shall not be less than two inches in width.
 - (4) *Shape.* Spar, can, nun or structural shapes may be used. Shape shall have no navigational significance.
 - (5) *Construction.* Types of construction shall be approved on an individual basis considering the location of the aid and other factors.
- (c) *Port side.* When proceeding from the base or outlet towards the source or head of navigation, black navigation aids shall mark the port or left side of the channel and boats proceeding toward the head of navigation shall keep such aids on their port or left side. All such navigation aids shall conform to the following specifications:
 - (1) *Color.* Green

- (2) *Numbering.* Starting at the base or outlet and ending at the head or inlet, odd numbered buoys only shall be used to mark the left or port side of the channel and from such starting point shall advance in odd numerical progression to the source or head of navigation.
- (3) *Lighting.* Flashing green lights may be installed and shall conform to light characteristics as specified by the commissioner depending upon the location of the navigation aid. Unlighted aids shall be equipped with black or gray reflector tape all around the uppermost part of the aid and such tape shall not be less than two inches in width.
- (4) *Shape.* Spar, can or structural shaped may be used. Shape shall have no navigational significance.
- (5) *Construction.* Types of construction shall be approved on an individual basis considering the location of the aid and other factors.
- (d) *Federal lateral system.* The state navigation aid system may be further supplemented by the use of aids included in the federal lateral system such as mid-channel and junction buoys.
- (e) *General obstruction marker.* A general obstruction marker shall have no lateral significance and may be used in place of , or in addition to, the aids in the lateral system. This aid may be used to mark obstructions projecting from shore or wherever found, in otherwise navigable waters. When this aid is located near shore, boats shall not pass between the aid and the shore. One or more aids shall be used to mark obstructions, which are not in close proximity to shore or where navigable channels exist between the obstruction and the shore, depending upon the size and character of the obstruction. In every case there shall be a significant number of aids installed to accurately indicate the extent of the obstruction. Boats shall stay clear of areas in which these aids are installed and shall not pass between such navigation aids when they are located close together. General obstruction markers shall conform to the following specifications:
 - (1) *Shape.* Can, at least one and one-half feet from water line to top of buoy if floating, or if can is fixed on a stanchion, it must be at least one foot in height.
 - (2) *Color.* Upper one fourth of the aid and the lower one fourth of the aid shall be international orange in color. The bottom stripe of orange shall show at least three inches above the waterline. The center section shall be white.
 - (3) *Lighting.* Flashing white lights may be installed and shall conform to light characteristics as specified by the commissioner depending upon the location of the navigation aid and other factors. Unlighted aids shall be equipped with orange reflector tape all around the uppermost section, or white reflector tape all around the uppermost part of the white section and such tape shall be not less than two inches in width.
 - (4) *Symbol.* In the center of the white section on two sides of the buoy opposite each other, there shall be a symbol in the shape of a diamond to be of a good proportion and to cover an area of at least three fourths of the height of the white section. The symbol shall be at least one inch in thickness and painted international orange in color and in the center, thereof, running horizontally, there shall be painted in block form the word "DANGER". The letters shall be black in color and of good proportion in relation to the size of the symbol.
 - (5) *Numbering.* Since this aid has no lateral significance, no numbering is required. However, a letter or a letter followed by a number may be used to identify the location of the aid on a chart.
 - (6) *Construction.* Types of construction shall be approved on an individual basis considering the location of the aid and other factors.

448.3 Special anchorage areas

- (a) Special anchorage area designation.
 - (1) Pursuant to the provisions of section 43 of the Navigation Law, the commissioner may, by rule, regulation or order, designate such areas as he may deem proper as special anchorage areas.
 - (2) An adjacent upland owner only may make application to the commissioner for a revocable permit to maintain a special anchorage area without expense to the State within the limits of his property. The commissioner may approve of the establishment of special anchorage areas if, in his opinion, such area will not be a hazard to navigation.
 - (3) When authorization in the form of a revocable permit has been duly granted, the special anchorage area shall be deemed lawfully established. If, in the judgement of the Commissioner, special anchorage areas authorized by him are found to be improperly maintained, or have become a hazard to navigation, or the reason for their establishment no longer exists or that the permittee has failed to comply with the conditions of the permit or

rules and regulations contained herein, the commissioner may revoke such permit by causing a written notice to be mailed to the person to whom it was issued directing the removal of all floating objects contained within such permit area by a specified date. The person whom such notice is directed shall thereupon remove the floating objects in accordance with such instructions. In case of failure by the person so directed to remove the floating objects within the specified time, the commissioner may cause their removal. The cost and expense of such removal shall be a charge against the person authorized to maintain the area and the commissioner may bring action or proceeding against such person to recover the cost of removal for such floating objects.

- (4) All such areas, when so designated, shall be marked in accordance with the specifications contained in this part.
- (b) *Area marking specifications.* The offshore limits of an area shall be marked with lighted buoys and shall mark the exact location indicated in the permit. The shore limits of the area may also be marked with lighted markers placed on stanchions, which are higher than the offshore markers. In each case, buoys marking such areas shall meet the following specifications:
 - (1) *Color.* White
 - (2) *Numbering.* None – each shall be lettered “Special Anchorage Area”, in block form of good proportion and colored black. The lettering shall be two sides of the buoy.
 - (3) *Lighting.* Yellow flashing lights shall be installed and must conform to specifications made by the commissioner depending upon location and other factors.
 - (4) *Shape.* Structural
 - (5) *Construction.* Types of construction shall be approved on an individual basis considering the location and other factors. However, all buoys must be so designated that the light will be at least three feet above the waterline.
- (c) *Moorings in anchorage area.* Moorings may be placed within the limits of a special anchorage area in such a manner so as to allow each moored vessel to swing free with wind or current and with enough clearance to avoid contact with any other moored vessel. At no time may a vessel or part thereof extend outside the limits of the anchorage area. Vessels of less than 65 feet in length, when anchored in a special anchorage area, are not required to display anchor lights at night.

448.4 Floating objects

The commissioner may authorize, through the issuance of revocable permit, the placing in the navigable waters of the State, mooring buoys, bathing beach markers, swimming floats, or any other floating object having no navigational significance, if, in his opinion, the placing of such floating object will not be a hazard to navigation. Any person who may desire to place such floating objects at his own cost and expense can make application, therefore, to the commissioner and submit a map suitable for reproduction showing the proposed location of such floating objects with their color and meaning. Only after authorization has been granted and in accordance therewith may such floating objects be lawfully placed. If, in the judgement of the commissioner, floating objects authorized by him are found to be improperly placed or that the reason for their placement no longer exists or that such objects have become a hazard to navigation, he may revoke the permit and direct that the floating objects be removed within a specified time. In case of failure by the person so directed to remove the floating objects within the specified time, the commissioner may cause their removal. The cost and expense of such removal shall be a charge against the person authorized to replace the floating objects and the commissioner may bring any action or proceeding against such person to recover the cost of removal of such floating objects. Each floating object lawfully placed shall bear in a conspicuous place and in legible condition the letters “MRV”. All floating objects shall conform to the specifications contained herein.

- (a) All floating objects having no navigational, informational or regulatory purposes such as swimming and diving floats, ski jumps, etc., shall be painted white and equipped with white reflector tape in such a manner that it can be seen from any direction. If such objects are authorized for placement in excess of 100 feet from shore, they must be equipped with a fixed white light to show all around the horizon for a distance of at least one-half mile.
- (b) *Mooring buoys.* All mooring buoys shall meet the following minimum specifications:
 - (1) *Size.* At least one cubic foot of buoy to be above the waterline.
 - (2) *Shape.* Any.
 - (3) *Construction.* Any light self-buoyant material.
 - (4) *Lighting.* None required. However, every buoy must be equipped with a one-inch strip of reflector tape all around the upper part.

- (5) *Color.* All white with a one-inch blue stripe all around the buoy horizontally, above the waterline.
- (c) *Floating object placement by adjacent upland owners.* Adjacent upland owners may place one mooring buoy and one swimming float of not more than 100 square feet of surface area in the waters adjacent to and within the boundaries of their shoreline, provided, however, that no floating object and no vessel or part thereof which is secured to a mooring buoy shall at any time extend more than 100 feet from shore and further provided that no floating object may be placed in a navigable channel or in any location in which it will interfere with free and safe navigation or free access to another person's property. The commissioner shall have the right to remove or alter the location of any such buoy or float in the interest of navigation.

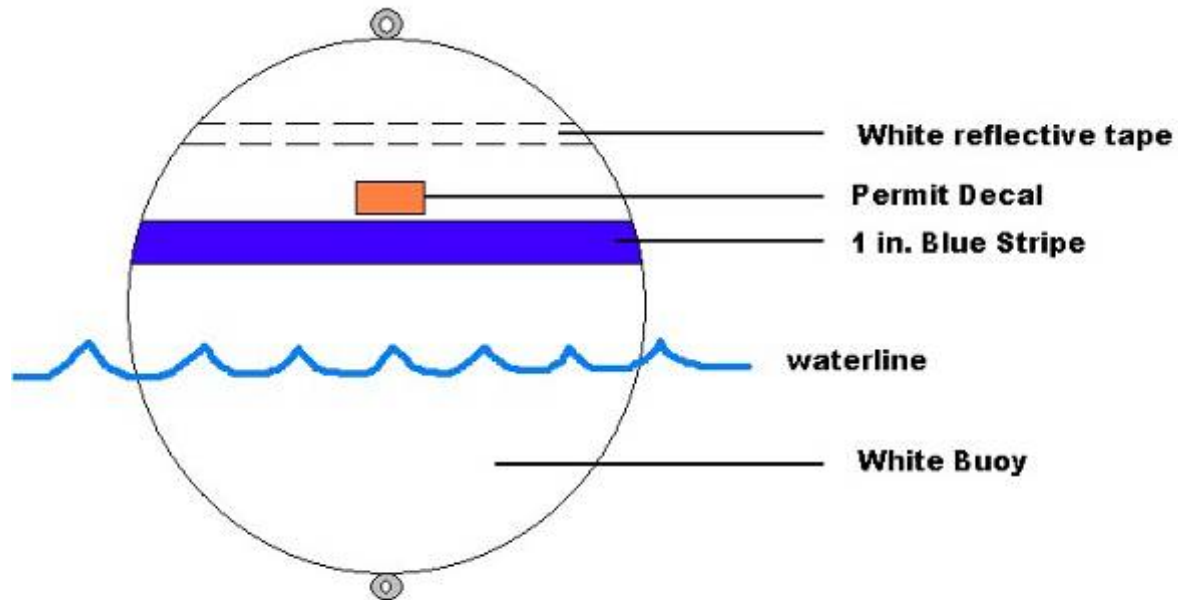
448.5 Special markers

- (a) *Permits.* The commissioner may authorize the placing of special markers in the navigable waters of the State through the issuance of revocable permits as provided in section 355.4 of this part.
- (b) *General specifications.* All special markers shall conform to the following general specifications:
- (1) *Shape.* Can, at least one and one-half feet from waterline to top of buoy if floating, if fixed on a stanchion, the can must be at least one foot in length and diameter and the bottom of the can shall not be less than three feet above the waterline.
 - (2) *Color.* The upper one fourth of the marker and the lower one fourth of the marker shall be international orange in color. The bottom stripe of orange shall show at least three inches above waterline. The center section shall be white.
 - (3) *Lighting.* Fixed or flashing white lights may be installed and shall conform to light characteristics as specified by the commissioner depending upon the location of the marker and other factors. Unlighted markers shall be equipped with orange reflector tape all around the uppermost section, or white reflector tape all around the uppermost part of the white section and such tape shall be not less than two inches in width.
 - (4) *Numbering.* A letter of the alphabet or a letter followed by a number may be used to identify the location of a special marker on a chart. Such letter or letter and number may be placed on the white section of the buoy.
 - (5) *Construction.* Types of construction shall be approved on an individual basis considering the location of the marker and other factors. However, all floating markers shall be of light materials which are entirely self buoyant.
 - (6) *Symbol specifications.* All symbols shall be centered in the white section of the marker on two sides. The symbol shall cover an area of at least three-fourths of the height of the white section. The symbol shall be at least one inch thick and international orange in color. All lettering on the marker shall be black in color and in block form, running horizontally and shall be of good proportion in relation to the size of the symbol.
- (c) *Symbol significance.*
- (1) *Diamond (or diamond with cross).* Shall be used to warn of possible danger to the boater or to others. It shall be used to mark bathing areas or to otherwise prohibit the entry of boats to any area. Words may be placed on the marker to further define its significance and such words shall be specified by the commissioner depending on the location and use of the marker.
 - (2) *Circle.* Shall be used to indicate the existence of regulation, control or zoning which is authorized by law or duly promulgated rules and regulations. Words may be placed within the symbol to further define its significance and such words shall be specified by the commissioner depending upon the location and use of the marker.
 - (3) *Rectangle or square.* Shall be used to convey useful information which has no navigational significance or bearing upon the regulation or control of boats. Words may be placed within the symbol to further define its significance and such words shall be specified by the commissioner depending upon the location and use of the marker.

448.6 Shore signs regulating navigation

All signs placed on shore, or in the water, which shall prohibit, zone, control or regulate navigation shall display the same color, symbol and lettering in good proportion as required on special marker buoys of the same significance.

Mooring Buoy



SPECIFICATIONS

SIZE – *At least one cubic foot of buoy to be above waterline.*

SHAPE – Any.

CONSTRUCTION – Any light self-buoyant material.

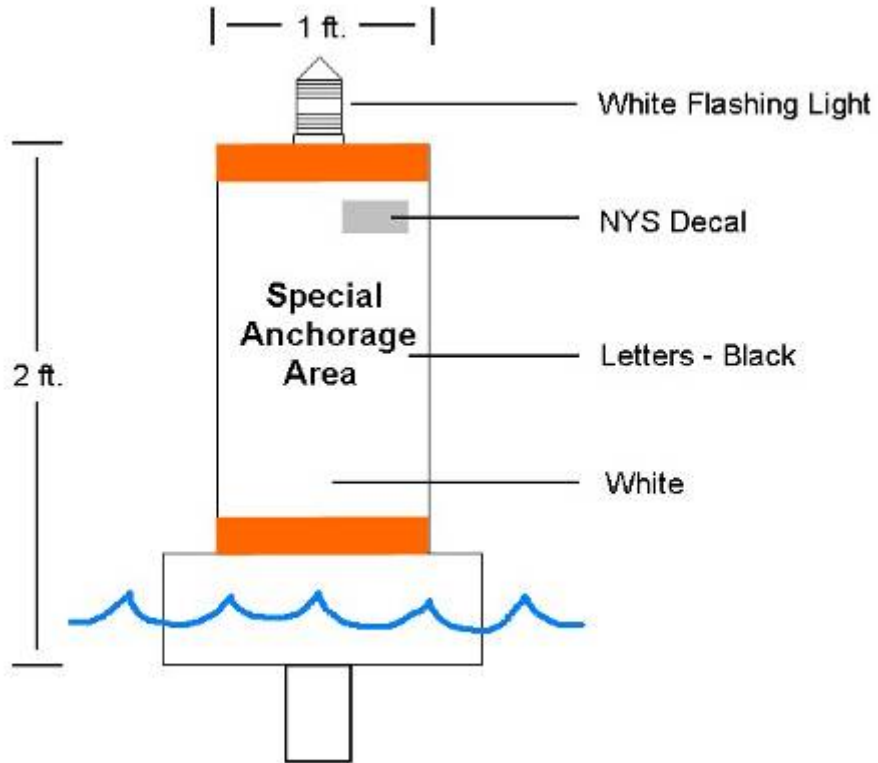
LIGHTING – May be required, reflective tape on upper section.

LETTERING – MRV Decal must be displayed on top half of buoy.

NOTICE

All vessels at anchor or secured to mooring buoys shall display those lights prescribed by Section 43 of the New York State Navigation Law.

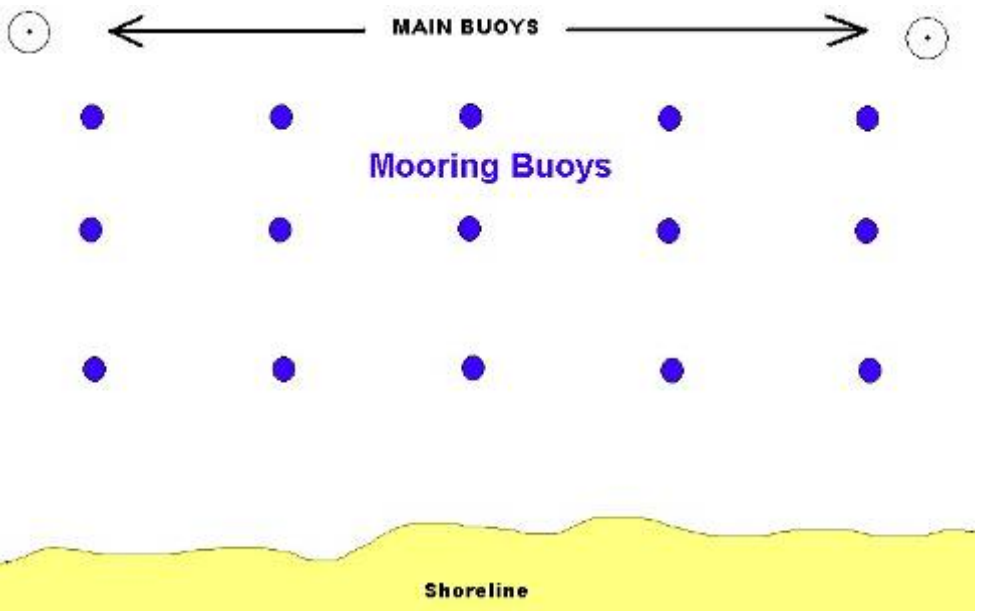
Special Anchorage Area



Specifications

- Shape – Structural or Pyramidal
- Color – White
- Construction Material – Any suitable Material
- Size – At least 3' above water
- Lighting – White flashing Light
- Lettering – “Special Anchorage Area”

Note: If distance between outer lighted buoys is 300 ft. or more, a third lighted buoy in the middle will be required. Boats moored within area need not display anchor lights at night.



Swim Area

Please note that Swim Area Permits will only be issued to municipalities or other facilities operating a swim area open for use to members or the general public.

