

**From:** [Brian Hirschi](#)  
**To:** [Marde Mensinger](#); [Rulemaking](#)  
**Subject:** IDAPA 20.03.04 Comments  
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Re: Negotiated Rulemaking: Rules for the Regulation of Beds, Waters, and Airspace over Navigable Lakes in the State of Idaho (IDAPA 20.03.04)

I understand you have been holding townhall meetings regarding the negotiated rulemaking. I would like to add my comments:

- IDL should adopt rules specific to Bear Lake, since its fluctuating water levels distinguish it from the other large recreational lakes.
- IDL should clarify that the one guaranteed moorage for littoral owners is not a limitation on moorages for commercial operations/marinas with lots of beachfront.
- The rules should more expressly contemplate your jet ski moorage system and/or contain a "catch-all" set of standards that applies to things that don't fit neatly within the categories of encroachments in the rules.
- The rules should define the term "encroachment" and/or identify items and activities that do not qualify as encroachments.

Thanks,  
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