

City of Nocona  
Rules & Regulations Governing the Waters, Shores and Parks of Lake Nocona

City of Nocona, Lake Nocona

Section 1

Building and Sanitation

- (A) No habitations will be permitted to be constructed within 75 feet measured horizontally from normal water elevation (833) except boat houses, piers, and docks. Construction located under elevation (833) must be authorized specifically by the City of Nocona.
- (B) Any person or persons desired to erect any structure around Lake Nocona shall present application to the City for approval as complying with sanitary specifications as outlined by the Texas Commission on Environmental Quality, Austin, Texas, and any ordinance drawn up by the City of Nocona.
- (C) All habitations located along the marginal lands adjacent to Lake Nocona shall be provided with a septic tank having sufficient and properly constructed sub surface disposal system, have adequate facilities or shall have approved type of toilet. All septic tank systems and toilets shall be constructed and installed with plans and specifications approved by and available through the District. All such toilet facilities shall be maintained and operated in such manner that no effluent therefrom shall enter the water of Lake Nocona by drainage, seepage or otherwise.

No toilet or septic tank for the use of any structure where the public is invited or allowed to congregate shall be placed within 200 feet of the high-water mark of (833) of Lake Nocona. All structures shall be termed a place where the public is invited or allowed to congregate, except such structures used solely as a private residence to be occupied only by the owner or tenant and his family.

Pit privies will not be allowed within 300 feet of the high-water mark of Lake Nocona. All privies so constructed must be of approved type. Specifications may be obtained from the City office and must be designed to meet requirements of the Texas Commission on Environmental Quality.

- (D) If industries are contemplated to be established within 30 miles upstream from the dam belonging to the City, approval of the proposed project by the Texas Commission on Environmental of Quality concerning the treatment of waste is deemed necessary to prevent undesirable conditions from occurring. No slaughterhouses, markets, or meat shops where hogs, beeves or other animals or fowls are slaughtered shall be located where any refuse, discharge or contents thereof any nature whatsoever shall be discharged into the lake, its drains, streams or tributaries.
- (E) All garbage and trash shall be collected and removed from the lake shore by leasees or property owners at least once weekly, provided, however, that all trash susceptible or being burned may be incinerated so long as such trash is not allowed to enter the lake.

City of Nocona  
Rules & Regulations Governing the Waters, Shores and Parks of Lake Nocona

No dead animals, or any part thereof, fish, decayed vegetables, food, ashes, garbage, offal, rubbish or filth of any kind by which its decay or putrefaction could or would become offensive, shall be placed or situated in such a manner that it will drain toward or reach the water owned and controlled by the City.

Section 2  
Boats and Docks

(A) Classification of Boats:

1. Private Boat- any boat or boats, raft or other device used and operated upon the waters of Lake Nocona for pleasure purposes only and producing no revenue, either direct or indirect, to the owner.
2. Commercial boat – any boat or boats, raft or other device used and operated upon the waters of Lake Nocona by a person, persons, firm or corporation for the purpose of deriving revenue direct or indirect, from the use of same.

(B) Classification of Docks.

1. Private dock – any boat dock or structure, fixed or floating, now located on or hereafter placed upon the waters of Lake Nocona, for pleasure purposes only and producing no revenue, either direct or indirect to the owner.
2. Commercial dock – any boat dock or structure, fixed or floating, now located on or hereafter placed upon the waters of Lake Nocona and used by any person, persons, firm or cooperation for the purpose of deriving revenue, direct or indirect from same.

(C) Permits for Work Vessels

All barges, rafts, floating platforms or other similar crafts, not connected to the shore by walkway, must secure a permit from the City after written application has been filed with them. Application must show length, width, type of floatation, location on shore when anchored, lighting facilities, type of power, waste disposal, maximum number of passengers at any one time, type of emergency kits, fuel containers, and maximum time away from shore at any one time.

No type of craft under this category shall exceed 300 square feet in size. Fees will be charged for permits issued to owners as follows: (On annual basis from January 1<sup>st</sup> through December 31st) at a fee of \$35.

(D) Periodic Inspections

City of Nocona  
Rules & Regulations Governing the Waters, Shores and Parks of Lake Nocona

Owners of all docks, piers, walkways, boats, houseboats, barges, rafts, floating platforms, or any floating crafts by any other name must allow periodic inspections at any and all times by proper authorities as to the sanitary and safety features of all types of craft on Lake Nocona.

COMMERCIAL OPERATIONS

It shall be unlawful for any person, persons, firm or corporation to operate docks or boats or any operation related in any manner to such operation, without first having obtained a permit for such purpose from the City.

PRIVATE CRAFT

1. A permit will **NOT** be required for the launching of or use of private crafts—hand operated rafts or canoes or wind powered vessels on the waters of Lake Nocona which are used for pleasure purposed only – such as boating, fishing, etc.
2. A permit will be required for the launching of or use of private crafts—power driven vessels on the waters of Lake Nocona which are used for pleasure purposed only – such as boating, fishing, skiing, personal watercraft, etc.
3. Daily ramp or launch fee of \$5 or an annual boat permit fee of \$35 for all power-driven vessels.
4. Daily ramp or launch fee are good for one (1) day only. The date of purchase from 12 am to 11:59 pm.
5. Annual permits are good for one (1) fiscal year. January 1<sup>st</sup> through December 31<sup>st</sup>.
6. Annual boat permit fees for registered owner of multiple vessels. Registered owner must show proof of ownership on each vessel.

- 1<sup>st</sup> permit \$35.00
- 2<sup>nd</sup> permit \$30.00
- 3<sup>rd</sup> permit \$25.00
- 4<sup>th</sup> permit \$20.00

City of Nocona  
Rules & Regulations Governing the Waters, Shores and Parks of Lake Nocona

Section 3

SAFETY RULES

1. The activities of all boats, personal watercraft and all water sports shall be governed by The Texas Water Safety Act.
2. No fishing, boating, picnicking, bathing, swimming or other recreational activities shall be allowed within 50 feet of any water intake. All water intakes will be kept plainly marked by all times
3. The water intake area and boundaries described above will be kept plainly marked by the City at all times. Intake is meant the location in Lake Nocona where its waters are taken into conduit pipes for transmission to the City of Nocona.
4. Swimming restrictions: Swimming shall be prohibited at any location designated by a sign or buoy as “No Swimming”.
5. No wake zone: No person shall operate a boat or personal watercraft so as to create a hazardous wake or wash. Boats shall be limited to five (5) miles per hour and shall leave no wake at any location designated by sign or buoy as “No Wake”.
6. Restricted Area: It shall be prohibited for any person, boat, personal watercraft to enter at any location designated by signs or buoy as “Boats-Keep Out”, or at any location designated by signs or buoy as “Danger-Keep Out”.

PIERS, DOCKS AND DUCK BLINDS

1. No person shall construct in or upon the shores of Lake Nocona any dock, walkway, pier, or other similar fixed structure without a dock construction permit issued by the city and it may not extend more than 100 feet from the elevation, 828 feet above sea level into or toward the lake.
2. No person shall construct in or upon the shores of Lake Nocona any dock, walkway, pier or similar structure that crosses another property’s shoreline or blocks access to neighboring existing or future dock sites.

City of Nocona  
Rules & Regulations Governing the Waters, Shores and Parks of Lake Nocona

3. Annual dock fee. The owners of all existing and future structures shall pay an annual fee to the city for maintaining a private facility on city property. Such annual fee shall be due on January 31<sup>st</sup> of each year.
4. Dock fees.
  - Residence or owner - \$150.00
  - Permanent Residence over 60 - \$100.00
  - Permanent Residence over 65 - \$75.00
  - Permanent Residence over the age of 75 and Disabled Veteran's – No charge.
5. Dock construction permit fee of \$250 for each dock, pier or walkway constructed.
6. *Penalties.*
  - Failure to pay the annual fee for any dock on the lake shall result in a penalty of two hundred-fifty dollars (\$250.00) which shall be paid in conjunction with the annual fee for maintaining a private facility on city property.
  - Nothing in this section prevents or eliminates the right of the city from making a civil claim against a person that damages city-owned land or easements and/or to recover attorney fees and staff time that are required to enforce this section.
  - Removal of private facilities.* The city shall require an owner of a private dock to remove the dock from the lake if the dock is not properly permitted, if the annual payment for a private facility has not been paid, or if the private dock has been determined by the city (at the city's sole discretion) to be a health and safety hazard. If the owner of the private dock does not remove the facility within ninety (90) days after the city mails a letter to the last known address provided on the most recent permit application or annual renewal for the facility and/or property owner information with the Montague County Tax Appraisal District, the city may remove the dock (at the owner's expense) from the lake. If such dock does not have a permit, the city has no obligation to attempt to contact the owner because the dock is illegally on or built on city property. The city shall use all legal means to collect the removal costs.
  - No toilet facilities of any type or fuel storage will be allowed on structures unless removed after fill is complete. Any existing toilet facilities or fuel storage shall be removed immediately.

City of Nocona  
Rules & Regulations Governing the Waters, Shores and Parks of Lake Nocona

Section 4

Firearms

1. The firing of any rifle or side arm over the waters of Lake Nocona and on the land around the water's edge is strictly forbidden.
2. No shot gun using larger than No. 4 shot shall be fired over the waters of Lake Nocona and on the land around the water's edge.

Section 5

Hunting

1. No hunting or trapping shall be allowed on the lake or city-owned property surrounding the lake.

Section 6

FISHING

1. The general laws of Texas, as the same are now, or as they may hereafter be amended, save and except as specifically provided through the proper ordinances and regulations passed by the City of Nocona will control the taking of fish from Lake Nocona. All fishing in the lake will be subjected to the laws as outlined by the Texas Parks and Wildlife.
2. Trot line fishing is limited to area of Lake Nocona not farther than 300 feet from shoreline except south of buoy line in the upper part of lake near Weldon Robb Park.
3. Trotlines are limited to 50 hooks not less than three feet apart.

Section 7

CAMPING AND PUBLIC PARKS

1. Three free public parks have been provided as follows:
  - (A) Weldon Robb Park about 1 ½ mile south of dam on west side includes some 35 acres with over a mile of shoreline, public restrooms, picnic tables, camping areas, lighting, and concrete boat ramp.
  - (B) Joe Benton Park at the west end of the dam to and including spillways. Includes some 30 acres with over a mile of shoreline, public restrooms, picnic and camping areas, lighting, and concrete boat ramp.

City of Nocona  
Rules & Regulations Governing the Waters, Shores and Parks of Lake Nocona

- (C) Boone Park just above the dam on the east side of the lake, includes some 25 acres with a mile of shoreline, public restrooms, picnic and camping areas, lighting, and concrete boat ramps.
2. Camping is limited to 15 days at any one time. After 30 days have passed, then another 15 days.
    - ❖ \$25 fee for RV camping with power, water and septic.
  3. No swimming around boat docks.
  4. Place trash in dumpsters and barrels.
  5. Cutting trees prohibited.
  6. 20 mph Speed limit.
  7. Quiet hours begin at 11:00 pm.
  8. Firearms are Prohibited unless for a person other than peace officer and those persons licensed to carry a handgun under the authority of Subchapter H, Chapter 411, Government Code, to possess, exhibit or display a firearm.
  9. Boating Safety rules must be observed.
  10. Glass containers for any purpose shall be prohibited in or upon the lake shore or shoreline and within all boat ramp areas.

Section 8

City not Liable for Damage

1. Lake Nocona is a source of water supply and persons using the same for recreation shall do so at their own risk.
2. The City of Nocona shall in no event be liable to any person for loss or damage of any property that may be placed in or upon the lake, nor shall the city be liable in any event to any person whomsoever for personal injuries or loss of life that may be sustained by any person in or upon the lake property. Any person entering the lake shall do so at his/her sole risk and shall be privileged to enter or remain in or upon the lake only under the terms and provisions of this article or other ordinances and/or regulations of the City of Nocona.

City of Nocona  
Rules & Regulations Governing the Waters, Shores and Parks of Lake Nocona

Section 9

Law Enforcement

1. Any law enforcement officer or any authorized representative of the city shall have the right, duty, and authority to exclude from the premises any person in or upon the lake in violation of the terms and provisions of this article or any other local, state or federal law.

Section 10

PENALTIES

1. The performance of any act forbidden to be done by the ordinance, or the failure to do any act required by the provisions of this ordinance shall be deemed to be a misdemeanor, which, in case of lawful conviction, shall be punishable by the infliction of a fine of not more than \$500. The city shall use all legal means to collect on fees and permits. The fines collected here and under, insofar as may not be required for payment of the cost of the court, shall be payable to the City and shall be credited to the Lake Nocona operational fund.
2. Any person or person refusing to abide by the regulations as set forth by the laws of the state shall be deemed guilty of violation and subject to penalties provided thereof.

All permits, fees, and fines will also be credited back to the Lake Nocona operation fund.

**HELP KEEP LAKE NOCONA AND ITS PUBLIC PARKS CLEAN FOR YOU AND OTHERS**



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