

2007 SESSION

HOUSE SUBSTITUTE

072562220

HOUSE BILL NO. 2396

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Agriculture, Chesapeake and Natural Resources
on January 17, 2007)

(Patron Prior to Substitute—Delegate Athey)

A BILL to amend and reenact § 10.1-411 of the Code of Virginia, relating to Goose Creek State Scenic River.

Be it enacted by the General Assembly of Virginia:

1. That § 10.1-411 of the Code of Virginia is amended and reenacted as follows:

§ 10.1-411. Goose Creek State Scenic River.

A. Goose Creek, from bank to bank in ~~Fauquier and Loudoun County~~ Counties from the ~~Loudoun-Fauquier County line~~ confluence of the North and South Prongs of Goose Creek approximately 0.22 mile downstream of the crossing of the Appalachian Trail in Fauquier County to its junction with the Potomac River in Loudoun County, a distance of approximately ~~28~~ 48 river miles, is hereby designated a component of the Virginia Scenic Rivers System.

B. The Northern Virginia Regional Park Authority is authorized to acquire, either by gift or purchase, any real property or interests therein that the Northern Virginia Regional Park Authority considers necessary or desirable to provide public use areas as identified in the Goose Creek Scenic River Report published in 1975.

C. No new dam or other structure or enlargement of an existing dam or other structure that impedes the natural flow of Goose Creek shall be constructed, operated or maintained within the section of Goose Creek designated as a Scenic River by this legislation unless specifically authorized by an act of the General Assembly.

As used in this section, the words "dam or other structure" mean any structure extending from bank to bank of Goose Creek that will interfere with the normal movement of waterborne traffic, interfere with the normal movement of fish or wildlife, or raise the water level on the upstream side of the structure or lower the water level on the downstream side of the structure.

D. Nothing in this chapter shall preclude the continued use, operation, and maintenance of the existing Fairfax City water impoundment, or the installation of new water intake facilities in the existing reservoir located within the designated section of Goose Creek.

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