

Town of Weymouth
Massachusetts



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RECEIVED

MEMORANDUM 17 036

TO: TOWN COUNCIL
FROM: MAYOR ROBERT L. HEDLUND
RE: WATERWAYS ORDINANCE REVISION
DATE: APRIL 27, 2017

[Signature]
Referral Dte. _____ PH Dte. _____
Comm. Referral _____ TC Vote _____
Comm. Vote _____ TC Vote Dte. _____
Comm. Vote Dte. _____

On behalf of Town of Weymouth, I submit the following measure to Town Council:

That the Town of Weymouth, through Town Council, amend the Town of Weymouth Code of Ordinances, Section 12-101 through 12-104, by deleting same in its entirety and in substitution thereof, the following:

CHAPTER 12
WATERWAYS SECTION 12-100- WATERWAYS

- Chapter 12-101 Definitions and Terminal Regulations
- Chapter 12-102 Motorboat Operation
- Chapter 12-103 Harbor Boating and Mooring Regulations
- Chapter 12-104 Mooring Regulations

NOTICE: These ordinances apply to the Tidal Waterways within the jurisdiction of the Town of Weymouth where the tide floods/ebs twice a day. Inland waters (ponds) are not affected unless specifically noted. All waterways must comply to the law of the Commonwealth.

Chapter 12- 101 Definitions and Terminal Regulations.

(A) DEFINITIONS.

As used herein, words shall be given their normal meanings in common usage. The following words, however, shall have the meanings hereafter set forth wherever they are used in this ordinance.

BACK RIVER AREA of CRITICAL ENVIRONMENTAL CONCERN—The Weymouth waters of the Back River located south of the Route 3A Bridge.

FLEXIBLE CONTROL BOOM—A boom floating in the water and principally made out of lightweight material projecting above the surface of the water at least twelve (12) inches and extending below the surface of the water at least twenty (20) inches. Said boom to be so constructed to permit any portions or sections thereof to be interchanged or linked together so that it may be moved or towed from one location to another.

HARBORMASTER/ASSISTANT HARBORMASTERS: Appointed by the Chief of Police pursuant to and governed by the provisions of MGL c 102 s 19 and sec. 3-312 of the Town of Weymouth Ordinance.

HEADWAY SPEED –Requires all vessels to maintain a minimum speed necessary for safe steerageway forward as not to leave a visible or disturbing wake. Any vessel's speed shall not exceed 6 MPH.

REMOVED - Any cost incurred by the Town of Weymouth for the removal of any boat/vessel or item from any location or relocation of same or any liability incurred therefore shall be the responsibility of the last known owner/owners.

MOOR/ MOORED -- To fix firmly, secure, a vessel to the bottom of a body of water upon any Weymouth waterways by methods to include, but not limited to, a single/double mooring tackle or secured to a slip/dock/float/pier either by bottom anchored or by means of pipes, sticks, pilings or any other device to secure it in place.

MOORING—A place where buoyant vessels are secured to the bottom of the body of water by mooring tackle or berthed at a slip, pier, float or dock, (See Moor/Moored)

MOORING TACKLE—The hardware used to secure a vessel to a mooring. All mooring hardware must meet or exceed A.B.S. (American Bureau of Shipping) standards.

OIL and/or LIQUID CARGO—Any oil, petroleum product or petroleum byproduct, liquid chemical, flammable liquid or any other liquid which could contaminate, pollute or otherwise be dangerous or harmful to Weymouth waters or shorelines.

PENNANTS—A length of nylon line or equal; for mooring the buoy to the vessel; its length and diameter will be determined by the length of the vessel. for securing any vessel to a mooring ball. Its length and diameter will be determined by the length of the vessel and the vertical distance from the bow of the vessel to the water surface.

PERMIT OWNER - A person who has been issued a Weymouth User Permit.

PERSONAL WATERCRAFT – A vessel which uses an inboard motor that powers a water jet pump as its primary source of movement and which is designed to be operated by persons sitting, standing or kneeling on the personal watercraft. The term includes, but not limited to, a Jet Ski, Wet bike or Surf Jet.

TERMINAL—An installation on land adjacent to the shore where a mooring or a dock or docks is available for tying up vessels so they may transfer, load or unload any flammable liquid cargo in bulk. The terminal installation shall include all related moorings, or docks, and equipment and buildings on the adjacent shore location for receiving or loading said cargo.

TERMINAL OPERATOR—The owner, lessee or agent, person, firm or corporation in possession of and legally liable for the operation of a terminal.

TRANSFER OPERATIONS—The movement /transfer of liquid /solid material cargo into or out of a vessel(s), from or to a shore tank(s), or from or to another vessel(s), from any cargo carrier.

USER PERMIT: An annual permit issued by the Harbormaster after all applicable taxes, fees and fines are paid.

VESSEL/BOAT: Every description of watercraft or other artificial contrivance used, or capable of being used, as a means of transportation on water except, a seaplane.

WEYMOUTH WATERS: All waters within the corporate limits of the Town of Weymouth.

10-A PERMIT: An annual permit granted by the Harbormaster for any floats, rafts docks that are bottom anchored in place. A10-A permit expires on the last day of the calendar year.

IMMEDIATE FAMILY: Spouse, parents, siblings or children.

PROFESSIONAL MOORING INSTALLER: A mooring installer who meets or exceeds the following requirements set forth by the Harbormaster and the Town of Weymouth. The installer must be insured /bonded to one million dollars or greater, possesses vessel(s) and equipment capable of performing mooring installations and removals with safety, accuracy and proper setting of any mooring gear. It is preferred that the company has been in business for a minimum of five years or more, as a professional mooring installer, furnishing references upon request.

(B) TERMINAL REGULATIONS.

Transfer Operation Precautions

Every caution shall be exercised during transfer operations to prevent discharge of any petroleum products any Waterways of the Town of Weymouth_ (Oil/Liquid Cargo) Subject to MGL. Chapter 21 Sec. 50 A,B and MGL Chapter 91 Sec. 59.

Fueling of vessels from any portable containers will only be permitted in an emergency situation only.

Prevention of Seepage or Leaks

Whenever any vessel/boat enters any wharf, terminal or anchorage for the purpose of transferring any oil or liquid cargo, the terminal operator shall provide such vessels/boats with a flexible oil control pollution boom, which shall be placed in the water around such vessels/boats so as to control and prevent any seepage, overflows, leaks or any other type of contaminating oils/fluids or solids from entering into any Waterways of the Town of Weymouth and will be subject to MGL Chapter 91 Sec. 59 and MGL Chapter 21 Sec. 50, A,B.

Pollution Report / Harbor Pollution

A written report entitled "Inspection Report Pollution Prevention" on a form provided by the Harbormaster shall be filled out for each vessel berthing and signed in the required spaces by the terminal operator. The form duly executed shall be forwarded promptly after completion of transfer to the Harbormaster. No vessel will discharge any oils, liquids, chemicals, solids, treated or untreated sewerage, rubbish, debris, garbage, fish parts or dead fish into any Waterways of the Town of Weymouth.

Enforcement: Right of Entry by Harbormaster

It shall be the duty of the Harbormaster to enforce all provisions of the Town of Weymouth's Waterways Ordinances, Rules and Regulations. All terminal operators shall be deemed to have authorized the Harbormaster or his designee, to enter upon their premises, or any vessel/boat therein, whenever the Harbormaster shall deem in necessary to make an inspection, unless the terminal operator shall have filed written notice of his refusal to grant such authorization with the Harbormaster and with the Division of Natural Resources of the Commonwealth Massachusetts and the Director of Public Health. Any requests, inquiries or a direct verbal or written directive from the Harbormaster or his designee pertaining to the Waterways of the Town of Weymouth will be the sole decision of the Harbormaster and the Mayor of Weymouth. Anyone that wishes to dispute the decision of the Harbormaster can request, in writing, within (15) days of the verbal/written decision from the Harbormaster, a hearing with the Mayor of the Town of Weymouth and the Harbormaster.

Penalties

Any person violating any provision of the Town of Weymouth's Waterways Ordinances shall be prosecuted by the Harbormaster in a court of competent jurisdiction and shall be punishable by the maximum penalty permitted by the General Laws of the Commonwealth and the Weymouth's Waterways Ordinances, to be imposed by the Town of Weymouth. Each day or portion thereof during which violation continues after notice thereof has been given by the Harbormaster to the terminal operator, individual or group, shall be deemed to be a separate offense.

Chapter 12-102 Motorboat Operation

- A. Dangerous Operation. No person shall operate a vessel/boat upon any pond, or waterways, lying within the Town of Weymouth, in a dangerous manner to include speeding, negligently or recklessly so as to endanger the life, safety or property of any person is strictly prohibited. Subject to Local, State or Federal laws and violates sec. 12-104-I-3 of the Town of Weymouth's Ordinances.
- B. Evidence of Violation/ Conduct. It shall be evidence of a violation of this Ordinance if such vessel/boat that is operated by a motor not having underwater exhaust or un-muffled noise from any engines, that are operated in a noisy or obnoxious manner to include amplifying systems, radios and other electronic equipment and, in kind shall be kept at a minimum when in the proximity of piers, floats or docks, yacht clubs, marinas, anchorages or populated shorelines.
- C. Penalties. Any person violating any ordinance shall be subject to a penalty.
- D. Headway Speed only, No Wake, (not to exceed 6 MPH) when operating any vessel/boat within the confines of moored or docked vessels or where fuel is pumped. This is to include marinas, yacht clubs, launching ramps, were "No Wake" or "Headway Speed" signs are posted and assigned anchorage areas. Headway speed will also be maintained when the operator's vision is obscured under bridges or bends. The following are the boundaries of headway speed areas both inbound and outbound:

Weymouth Back River: Starting from navigational aid No. 4fl r4s, two hundred (200) yards NE off the tip of Lower Neck through the entire Weymouth Back River area.

Weymouth Fore River: Starting from navigational aid No.22 fl r4s, nine Hundred (900) yards NNW off the flag pole on Great Hill to the fixed Bridge at East Braintree.

Chapter 12-103: Harbor Boating and Mooring Regulations

- A. Waterskiing:
Waterskiing shall be permitted only in areas designated by the Harbormaster. All permitted areas to be posted at the Harbormaster's office.
- B. Harbor Pollution:
No vessel/boat shall discharge any petroleum products, refuse or other matter into or on lakes, ponds or upon any Weymouth waterways. Vessels/boats in violation of this ordinance will also be subject to MGL Chapter 91 Sec. 59.
- C. Derelict Vessel/ Boat parts or foreign debris shall not be allowed in the harbor or to lye on the shores. Removal and liability of the above mentioned items

will be the responsibility of the last known owner/owners and not the Harbormaster or the Town of Weymouth or its representatives.

- D. If any foreign debris is identifiable the last known owner /owners will have fourteen days to remove it per written notice from the Harbormaster. If not removed after fourteen days the owner shall be subject to a \$50.00 fine per day starting from the date the notice was sent.
- E. No vessel will be left on any shores or other properties owned by the town or otherwise without express permission from the Harbormaster and the property owner. Any vessel that is not removed within seven days from the date of a written notice from the Harbormaster will be considered abandoned and the last known owner(s) will be directed to remove it and subject to a \$50.00 per day fine starting from the date on the violation tag. If the vessel is not removed as per court order the vessel may be removed from the location hauled and stored at the owner's expense. The Harbormaster, Town of Weymouth or its representatives will not be liable for any action taken to remove or relocate said vessel.
- F. Temporary Berthing:
1. Tie-up periods at any town launch ramp/floats will be limited to fifteen (15) minutes. A tie-up time limit at the town floats or piers for visitors overnight or boats with breakdowns will be limited and at the discretion of the Harbormaster.
 2. Boats shall not be tied to Town docks/floats/piers in dead storage for over one day after which, upon notice from the Harbormaster, they shall be removed at the owner's expense and will be subject to a \$50.00 per day fine.
 3. All non permitted or guest vessels entering Weymouth's waterways must contact the Harbormaster after securing to any private, commercial, town moorings, docks, floats or piers if not previously arranged. Prior permission may also be granted by the Harbormaster and the owner of said mooring, dock, float, pier or facility.

G. Floats, Docks, Rafts and Pier Rules:

1. No fishing gear, equipment or any other materials/paraphernalia shall be allowed to remain on the town docks or town floats for over two (2) hours without permission from the Harbormaster.
2. No swimming or solicitation will be allowed from any state, town piers, floats or docks anywhere within Weymouth's Waterways.
3. All floats, docks, rafts and gangways must have the owner's name and assigned number (given by the Harbormaster) clearly displayed and also in a concealed location known only to the Harbormaster and the owner.

4. An annual 10-A permit must be on file with the Harbormaster for any bottom anchored float, raft or dock. The Harbormaster, pursuant to MGL Chapter 91 s10-A, may inspect all such floats annually. The owner's means of bottom anchoring must be demonstrated to the Harbormaster for approval, once every three (3) years. The expense for such a visual inspection shall be the responsibility of the owner. An annual 10-A permit is not required in the case of floats, rafts or piers that are held in place by pilings and have a State MGL 91 permit.
5. All floats, rafts or docks without an approved 10-A permit may be removed at the owner's expense within fourteen days after receipt of a written notice from the Harbormaster defining the defects. All float, rafts or docks must conform to the construction and safety regulations which will be available at the Harbormaster's office.
6. "Free Standing" float, docks or rafts (except those that are grandfathered and currently on file with the Harbormaster) will not be allowed upon Weymouth's Waterways. "Swim Floats" will be allowed on a case by case basis and will ONLY be permitted for the months of June, July and August, 31st. Swim float permits ONLY allows swimmers to utilize the float and at no time will a vessel/boat be attached to this float. The float will, at no time, be a hazard to navigation. All swim floats will be installed by an authorized mooring installer ONLY.
7. All floats, docks or rafts that are bottom anchored or held in place by pilings, poles or any other method that are part of a shoreline based system that are removed from the grounding system and stored on the owner's shoreline for the off season MUST properly be secured to the shoreline. If said float, docks or rafts are stored on a shoreline that is owned by another person, that owner must give written permission to the user and a copy must be on file at the Harbormasters office before the floats, docks or rafts are secured to the property. All floats, docks or rafts MUST comply with section 4-C (Float, Docks, Rafts and Piers Rules)

H. Fees:

1. Vessel Listing. The owners or persons in control of any vessel habitually moored or berthed in Weymouth waters shall, prior to April 1 of each year, list with the Harbormaster each and every vessel twelve (12) feet in length so moored, berthed or kept, on forms provided by him, the owner's name, home or business address, date of purchase of vessel, it's description and registration number. In order to defray the cost of this listing, each owner or person in control shall pay a User Fee to the Harbormaster, which fee shall be established as provided in Section 5-306 of these Ordinances.
2. A user fee per foot will be assessed as set by the Harbormaster with approval of the Mayor, to all vessels twelve feet (centerline) and over that are moored, docked, on floats, piers or otherwise kept within Weymouth's waterways for fourteen accumulative days. Any vessel owner that has an additional mooring, storm or otherwise, will be assessed an additional user

fee. The fee for the additional mooring will be based on the length of the vessel that is on the initial mooring, dock, float or pier. Commercial interest, party boats, fishing boats, associations or companies using the town pier for permanent moorings, float access or gangways will pay an annual fee fairly determined by the Harbormaster.

All persons tying tenders to the town pier/floats shall be charged an annual fee to be fairly determined by the Harbormaster.

I. Personal Watercraft:

The operation of personal watercraft/jet skis are prohibited in the Weymouth waters of the Back River Area of Critical Environmental Concern (south of 3-A bridge).

J. Channel Obstructions:

No private markers, moorings or anchorage buoys, lobster pot buoys or other temporary or permanent markers may be placed in the fairway or channel of Weymouth at any time without the expressed permission of the Harbormaster. Any such markers or buoys so placed in any fairway or channel within Weymouth waters shall be construed as a hazard to navigation and, upon the order of the Harbormaster, shall be removed by the person causing it to be in place. If the hazard is deemed, by the Harbormaster, to be an immediate threat to safe navigation it will immediately be removed by the Town of Weymouth or its designee. The last known owner/owners of said hazard will reimburse the Town of Weymouth for all cost related to the removal of said hazard. If the hazard is deemed not to be an immediate threat a written notice, from the

Harbormaster, will be sent to the last known owner/owners to remove the hazard within four (4) days from the date of the notice. A fine of \$50.00 per day from the fifth day of the written notice date will be assessed.

K. Trawling Restrictions:

No trawling with nets within the waterways of the Town of Weymouth starting from navigational aid No. R12 Weymouth Back River to the Weymouth Back River headwaters (Herring Brook)

Chapter 12-104 Mooring Regulations.

(A). User Permits.

All vessels/boats that are habitually moored, or principally situated, berthed or otherwise kept within the Town of Weymouth Waterways are subject to MGL Chapter 60-B sec. (1), (Vessel/Boat Excise Tax) shall not be placed on a mooring, dock, float or pier until all User Fees, applicable excise taxes and penalties past and current have been paid as well as other related fees. A current user permit must be issued and properly affixed to the port quarter, aft of the vessel. The user permit is not transferable to

any person. The user permit must be affixed on assigned vessel when the vessel is launched. A \$100.00 fine will be assessed to any vessel/owner(s) located within the Town of Weymouth Waterways not properly displaying a current User Permit after July 1st. Only new boats/vessels moored and/or docked after July 1st, within the Town shall be exempt from this fine.

The assigned Weymouth mooring location number, length of vessel, and the owner's last name must be on the mooring buoy and visible at all times. If the vessel is located on any dock, pier or float or located in a slip at a yacht club or marina the vessel must have a current user permit. If a vessel remains on a mooring, dock or float/pier without a current user permit after July 1, when the vessel/boat was launched a mooring violation warning will be tied to the vessel. If the mooring violation is not resolved within fourteen (14) collective days, the vessel's owner will be mailed a written citation. If the citation is not resolved a court complaint will be issued. In addition, all vessels/boats that are moored, berthed or otherwise situated upon the Waterways of the Town of Weymouth, for (2) two consecutive weeks or longer must display a current Weymouth user permit.

It is the sole responsibility of the vessel owner that the User Permit is properly displayed on the vessel /boat when the vessel/ boat is launched. User Permits expire on December 31 of each year. If a vessel owner does not receive a vessel excise tax or any other related fee notice by May 1 of each year they should contact the Harbormaster's office.

B. Applications.

1. Applications for a mooring shall be dated, signed and filed with the Harbormaster on forms provided by the Harbormaster. Permits may be granted by the Harbormaster in the order of application dated as locations become available. If the Harbormaster denies a mooring application and the applicant can show just cause, he/she may request and receive a hearing before the Harbormaster and the Mayor on their rights to have a mooring upon any waterways of the Town of Weymouth. All future moorings will be assigned a suitable space in accordance with the requirements of the vessel/boat that is: length, draft, type of rig, and shall be placed at a location designated by the Harbormaster. A mooring is not transferable and can not be rented. However, the Harbormaster may approve the transfer of a mooring to a person within the immediate family of the permit holder. The request for a transfer of a mooring to an immediate family member must be in writing to the Harbormaster and satisfactory proof of relationship must be provided.

Only one mooring location per assigned vessel, or owner shall be allowed. Additional moorings will only be allowed on a case by case basis by the Harbormaster.

Any vessel/boat owner who has not placed his/her assigned vessel on the mooring will be given one (1) year to place an assigned vessel without forfeiting his/her mooring location. A request for a second year's extension must be in writing to the Harbormaster by December 31 of the year prior. The Harbormaster will grant/deny the request.

C. Special Areas:

1. Moorings are to be spaced at a distance to allow the vessel scope of three hundred sixty degrees (360°) in order to prevent damage or contact to surrounding vessels in all weather and tide conditions. The vessel shall not be allowed to encroach any navigable channel.
2. Anchoring Devices: Only mushroom anchors, pyramid type anchor, granite block, reinforced concrete blocks and auger-type mooring devices will be allowed. The specifications for said mooring devices and ground tackle will be available at the Harbormaster's office.

D. All Areas.

1. The use of spars for chain flotation shall be prohibited. Only plastic material type mooring ball for chain flotation shall be used. In all types of chain flotation balls the mooring chain must be passed through the mooring ball connecting the mooring pennant to the mooring chain.
2. All chain flotation balls shall be plainly and clearly visible above any tide level at all times.
3. The above described moorings ball shall be white, with a minimum of a 2 inch wide blue band and the assigned mooring number must be clearly visible on an adequate mooring ball, (Harbormaster will determine what is adequate) also the owner's last name, length of vessel/boat must also be permanently and clearly displayed on the mooring ball. The owner's name must be on all mooring tackle.
4. All moorings located within the Town of Weymouth shall conform to the regulations and will be placed at a location designated by the Harbormaster. Any mooring that has not been assigned by the Harbormaster may be immediately removed by the direction of the Harbormaster or his agent at the owner's expense and a penalty of fifty dollars, (\$50) per day, will be imposed on the mooring owner if not removed within fourteen days starting from date of written notice.
5. Where winter spars, are used, they shall be clearly visible at all times the assigned mooring location number MUST be permanently and clearly displayed on the winter spar. (except during ice conditions.)
6. Winter spars, , shall not be installed prior to September 15 and must be removed by. 15 May. Exceptions will only be authorized by the Harbormaster. If any winter spars are not removed by, 15 May after fourteen (14) days per written notice by the Harbormaster a fine of

\$50.00 per day will be imposed. The Harbormaster, by direction, may remove said spar at the owner's expense. all spars must be painted in contrasting colors to the sea.

6-a. All vessels/boats MUST be removed from their moorings on or before November 15th. Exceptions will only be authorized by the Harbormaster. A fine of \$50.00 per day will be imposed.

7. The Harbormaster may inspect all moorings within the Town of Weymouth waterways. Mooring owners shall have their mooring gear installed/removed or inspected by a professional mooring installer/inspector. All mooring gear will be inspected every three (3) years. Said installers/inspectors will only be authorized by the Harbormaster. Anyone found with faulty mooring gear may be fined \$50.00 per day or have his/her mooring rights revoked. No mooring will be set in place by an un-authorized contractor or person. The Harbormaster, on a case by case request, can waive this requirement. Inspection of mooring gear by scuba divers is only allowed by prior permission of the Harbormaster.

Except in an emergency, no unauthorized use of any mooring, dock or float will be allowed without the express permission of the owners and the Harbormaster. Furthermore, there shall be no anchoring allowed within a mooring area without prior permission from the Harbormaster. Anchoring in a marked channel or fairway is strictly prohibited.

8. All pennants shall be nylon or equivalent with regards to the size of the vessel with adequate mooring devices including, but not limited to, thimbles on all line ends and secured shackle pins to eliminate the hazard of chafing. Pennants may be inspected annually by the Harbormaster.
9. Owners of defective moorings shall be allowed fourteen (14) days after receiving written notice from the Harbormaster to correct the defective conditions. If the defect is not corrected after this time, the owner will be subject to penalties in conformance with this Code. The Harbormaster, upon finding a defective mooring, shall properly mark said mooring to show danger or obstruction. A copy of the mooring inspection stating the condition of the mooring at the time the mooring was lifted or visually inspected will be on file at the Harbormaster's office.
10. The Harbormaster may request owners of moorings to have said moorings lifted or inspected at the owner's expense for faulty ground tackle. The Harbormaster will determine the repair or replacement of any defective ground tackle. In lieu of lifting moorings, a certified diver authorized by the Harbormaster will be permitted. Upon certification of a mooring's fitness or replacement, the owner may

replace the mooring at its original location or as directed by the Harbormaster.

11. The Harbormaster shall keep a detailed description of all moorings, their location and owner's name, telephone number, home and business address, date of mooring installation(if available) and type, rig and length of vessel/boat.
12. Moorings shall not be installed, removed or relocated from the assigned location unless requested in writing to the Harbormaster. The Harbormaster will contact the mooring owner with approval or disapproval. The change will be noted in the mooring owner's records.
13. The Harbormaster may relocate, remove or cause to be removed or relocate any mooring or vessel that does not comply within (14) days of a written notice from the Harbormaster. Any expense of such removal or relocation and any liability incurred therefore, shall be the responsibility of the mooring vessel owner(s).
14. In the case of a lost mooring tackle that has been found, either being properly identified, marked or unidentifiable, that location will be forfeited to the Harbormaster for re-assignment and the mooring gear removed.
15. The owner of a mooring must be the sole user of that mooring. In the case of an assigned mooring is not utilized for a short period of time (not to exceed two weeks) the mooring may be utilized by a similar length vessel with prior written permission from the owner requesting the utilization to the Harbormaster.

E. Vessel Listing.

The owners or persons in control of any vessel habitually/principally moored, berthed, or docked shall, prior to April 1 of each year, list on forms provided by the Harbormaster, each and every vessel of twelve (12) feet and over in length so moored, berthed or kept, owner's name, home or business address, date of purchase of vessel/boat, its description, registration number or documentation number. Vessels that are principally situated must also complete the forms. In order to defray the cost of this listing: each owner or person in control shall pay a user fee to the Harbormaster User fees shall be established as provided in Section 5-306 of the Town of Weymouth Ordinances.

F. Trailerred Vessels

All trailerred vessels that are registered in the Town of Weymouth will be subject to the provisions of this Ordinance and must display a current permit or proof of payment of the excise tax and other related fees that may be imposed.

G. Yacht Clubs and Marinas

Applications for moorings, dockage, floats or piers for vessels located at any yacht club (private or public) or marina shall be approved on an annual basis by the office of the Harbormaster on applications (10-A) supplied by the Harbormaster. All applications must be fully completed, dated, signed and on file at the Harbormaster's office prior to June 30th.

A detailed chart showing all moorings/locations/owner's names must be supplied to the Harbormaster's office each year by June 30th. Any changes in the mooring locations must be reported to the Harbormaster's office by the club/marina or the professional mooring installer.

H. Violations and Penalties

1. A penalty of \$50.00 per day shall be imposed in pursuant to the provisions of C. 40, § 21D for any infraction of the Town of Weymouth's Waterways Ordinances. If the infraction is punished pursuant to the provisions of C: 40, § 21 and section 1-110 of the Town of Weymouth Ordinances, the court may impose the highest fine allowed by law.
2. Offenders will be prosecuted by the Town of Weymouth and all other enforcement agents.
3. Violations of the Weymouth Waterways Ordinances, or refusal of any verbal or written direction given by the Harbormaster or his designee, will be sufficient cause for the Harbormaster, with approval of the Mayor, to refuse all applications/requests for a mooring, slip, dock or otherwise keep a vessel/boat upon the Town of Weymouth Waterways or the use of Town - owned or controlled facilities for such period of time as may be determined by the Harbormaster/Mayor.
4. A person who violates any provisions, laws or regulation that has been promulgated here under by the Director of the Massachusetts Division of Marine and Recreational Vehicles, upon the Town of Weymouth Waterways, will be hear by adopted as a violation of the Town of Weymouth Waterways Ordinance, Chapter 12-104 sec. H-4.