

# ARSBC Marina Rules & Regulations – 13 Nov 2024

## DEFINITIONS

- a. ARSBC - Acushnet River Safe Boating Club, Inc.
- b. Auxiliary - USCGA Flotilla 65.
- c. BOD - Board of Directors and Officers.
- d. Fees - Slip fee, electric fees, first year entrance fee (\$1000.00), one-time \$10 per foot fee in addition to the regular per foot fee, and surcharge for work hours as voted by the membership.
- e. Float Days - First Saturday in April and first Saturday in November unless changed by the BOD.
- f. Immediate Family - Mother, father, spouse, daughter, son, sister, brother, or domestic partner.
- g. Domestic Partners – couples who provide documentation that they declared a domestic partnership at a courthouse or government office.
- h. Proof of Ownership - State registration, USCG documentation, bill of sale for a vessel not required to be registered, or proof of pending transfer of USCG Documentation showing the lessee owns a 100% interest in the vessel or owns at least a 50% interest in the vessel and immediate family members own the remaining interest in the vessel. If the vessel was purchased in the last 3 months prior to slip day, the ARSBC may accept a notarized bill of sale along with documents showing the official length of vessel to be awarded a permanent slip, however the vessel must comply with all laws when vessel is placed into marina.
- i. Marina/Pier Chairperson - Member appointed by the ARSBC president and approved by the BOD to assign slips, reassign slips, lease and sub-lease slips, charge fees for transient, and manage the day-to-day marina operation. Any member can appeal the Marina/Pier Chairperson's decisions to the BOD.
- j. Member - Person in good standing in the ARSBC and BQ, AX, or AX2 status in USCGA Flotilla-65.
- k. Seniority Date - USCGA official enrollment date into Flotilla 65 adjusted for any not enrolled in Flotilla 65.
- l. Slip Day - Second Sunday in December where permanent slips are assigned or moved.
- m. VSC - Vessel Safety Check. To qualify, the VSC must be a passed inspection during the current year or be a current OPFAC. It is highly recommended to have the VSC completed within two weeks of placing the vessel into the marina.
- n. OPFAC - Operational Facility.
- o. Work Hours - Required 8 hours of work, unless exempt, documented on a work hour card, and countersigned by a BOD, an Officer, a Chairperson (Marina/Pier, Gas, Yard, House, Project, etc.), or Dock Representative. No donations for will be accepted as compensation for work hours.
  - a. Qualifying work hours is work performed for the ARSBC, without compensation, such as: Assisting with floats in or out, building and grounds upkeep, club cleaning, bar tending, working at entertainment parties, elected and appointed ARSBC officers/chairpersons, and Coast Guard Auxiliary mission hours, or by paying a \$50.00 per hour fee for each hour under the required hours.
  - b. The follow members are exempt from work hours:
    - i. Aged 67 or older on contract renewal day and has been a member of Flotilla 65 for at least 10 years
    - ii. Collecting disability benefits under such programs as Social Security, Supplemental Security Income, Federal, State or Municipal disability programs, or a private disability program.
    - iii. Have been granted an exception to the work hour provision by the BOD.
  - c. The Marina/Pier Chairperson should issue a work card at the time of slip contract signing. If a lessee is not given a work card, it is the responsibility of the lessee to obtain a work card from the Marina/Pier Chairperson.

## GENERAL RULES

- a. No smoking at the gas dock area including Dock E while the fuel station is open.
- b. No fueling by means of portable gasoline can(s) is permitted. This does not apply to diesel fuel.
- c. No outdoor\_open flame cooking grills are to be operated in the marina except in areas designated by the Marina/Pier Chairperson or the BOD.
- d. All shore power cords must be three-wire, 30 or 50 amp approved marine type, unless exempted by the BOD (A-Dock and I-Dock are exempt and power cords are for temporary use only). Shore power cables should be routed in a manner where they do not dip into the water or cause a tripping hazard, acceptable to the Marina/Pier Chairperson. Any lessee found using two receptacles, will receive a written violation from the Marina/Pier Chairperson and be given three weeks to resolve the issue or a \$5.00 a day fine will be imposed. No Lessee shall attach any items to the electrical boxes, such as lines, brackets, or water hoses, without approval of the BOD.
- e. Water hoses must be stored on hangers. No Lessee shall add water bibs / spigots to water lines without approval of the Marina/Pier or Construction Chairperson.
- f. Member & Lessee is responsible for the conduct of their guests.
- g. Illegal drugs and/or fireworks are not allowed on ARSBC property. Violators will be brought before the BOD for disciplinary action.
- h. Children under 12 years of age must wear life jackets while on the main dock or floats.
- i. All animals must be kept on leash and owners are responsible for cleanup after their animals.

- j. Lessees, members, and guests must comply with all posted safety and warning signs.
- k. Violations of marina rules or safety rules may lead to disciplinary action up to loss of slip without refund and/or denied membership in the ARSBC as deemed appropriate by the BOD and the ARSBC By-Laws.
- l. Vessels with air conditioner systems and "Live-Aboard" vessels pay a higher electrical fee as voted by the membership. The lessee is charged for the air conditioner system whether they use it or not.
- m. It is the responsibility of the lessee to ensure the paid work on the lessee's vessel is conducted by persons who have applicable liability insurance before entering the marina area.
- n. The ARSBC has the right to cancel any contract for reasons beyond its control. The ARSBC has the right to file a lien on lessee's vessel for unpaid fees, legal expenses, and other expenses, as applicable by law.
- o. Any alterations to the pier, such as adding ladders, cutting railings, satellite antennas, or major modification need to be submitted to the BOD for approval prior to alteration. The adding of cleats need permission from the Marina/Pier or Construction Chairperson.
- p. No protruding items, such as line holders, will be mounted to pilings on the fairway side or facing into a slip. i.e., must be mounted facing east and west perpendicular to floating dock to not damage vessels.

#### CONTRACT TERMS

- a. The contract term is April 1 to November 1 unless altered by vote of the general membership. Any vessel remaining in the marina on floats out day, without approval from the BOD, will be assessed a \$10.00 per day penalty, payable upon demand.
- b. No slip is to be used by anyone not assigned to the slip without permission of the Marina/Pier Chairperson.
- c. If the assigned slip is going to be vacant for more than 5 days the lessee must notify the Marina/Pier Chairperson in advance.
- d. **"July 5<sup>th</sup> Rule" If the vessel is not placed into the assigned slip by July 5th the lessee risks losing the slip for the remainder of the season. In order to not lose the slip, the lessee, prior to July 5th, must develop a launch schedule with the Marina/Pier Chairperson. No communication or schedule may result in the assigned slip being rented to others for the remainder of the season.**
- e. Lessee agrees to give notice to the Marina/Pier Chairperson if executing a bill of sale. Lessee must inform the buyer that the vessel slip is not included in the sales transaction and that the new buyer must contact the Marina/Pier Chairperson for slip arrangements. If lessee fails to comply the new owner will be required to remove the vessel immediately.
- f. If a lessee dies an immediate family member may occupy the lessee's slip for the remainder of the contract period with approval of the BOD. If the immediate family member is also an ARSBC member at the time of death, they may keep the deceased member's slip as their permanent slip and enjoy the same privileges as the deceased did, except his/her seniority date. The recognized seniority date will be that of the immediate family member taking ownership of the vessel.
- g. The lessee will provide valid and current proof of insurance, under the lessee's name, to the marina/pier chairperson while the vessel is located on ARSBC property. The lessee will provide proof of ownership and insurance to the Marina/Pier Chairperson before placing a vessel other than the vessel on file into his/her assigned slip. Marina/Pier Chairperson and Lessee will ensure all vessels placed into assigned slip meet dockage criteria and applicable fee differences are paid.
- h. All fees must be paid by all slip holders. Refunds are allowed with the rules below:
  - a. A permanent slip holder who wishes to forfeit his/her slip may request a full refund prior to June 1 of the contract year; no refunds will be issued after June 1.
  - b. A permanent slip holder who places a smaller vessel into the marina may request a refund prior to June 1 for the difference of size (no refund on electricity).
- i. Vessels Restricted - For-profit businesses may not operate out of the property without BOD permission. Permission may be revoked at any time for just cause.

#### DOCKAGE CRITERIA

- a. Vessels will be assigned, at the discretion by the Marina/Pier Chairperson, slips in accordance with the following size requirements. The size is determined by the length (rounded to the nearest foot) carried on the state registration or USCG documentation. If a vessel is not required to be registered, the measurement of the centerline of hull from bow to stern excluding pulpit, swim platform etc.
- b. The Marina/Pier Chairperson can make temporary exceptions and the BOD can make permanent exceptions. No vessel in excess of 50' is allowed in the marina.
- c. The dinghy dock is for use by all members and temp slip holders who pay the fee.

DOCK A, G, H, I: 25' AND BELOW  
DINGY DOCK 12' AND BELOW

DOCK B (east side): 25' TO 31'  
DOCK B (west side): 25' TO 34'

DOCK C, D: 32' AND OVER  
DOCK E, F: 31' AND BELOW

## CONTRACT RENEWAL

- a. Renewals will be accepted during the period designated by the Marina/Pier Chairperson and ending on the last Saturday in November.
- b. Eligibility:
  - I. Lessee must be a member and must have been assigned a permanent slip.
  - II. Lessee must have paid auxiliary dues for the following year (be current on dues).
  - III. Lessee must have placed vessel into approved slip in the last two contract periods, unless exempt by BOD.
  - IV. Lessee will not be assigned a permanent slip unless it meets the dockage size criteria.
- c. Documents and requirements for renewal:
  - I. Lessee must pay all Marina fees and fines.
  - II. Provide proof of VSC, unless waived due to selling vessel.
  - III. Lessee must submit proof of ownership, unless waived due to selling vessel, but no longer than the two contract periods.
  - IV. Lessee must provide proof of insurance as indicted under contract terms.
  - V. Lessee must submit proof of work hours for the period 1 December of previous year through the last day of slip renewal.

## MOVES & ASSIGNMENT OF PERMANENT SLIP

- a. Conducted once a year on Slip Day by the Marina/Pier Chairperson or his/her designee. This is the only day of permanent slip assignment.
- b. Eligibility:
  - I. Lessee must be a member.
  - II. Lessee must have paid auxiliary dues for the following year (be current on dues).
  - III. Lessee will not be assigned a permanent slip unless it meets the dockage size criteria.
  - IV. Lessee must not be a member who lost his/her permanent slip for not placing vessel into approved slip in the last two contract periods. If so, must wait one contract period to be eligible to apply for another permanent slip.
  - V. Any Lessee who had a permanent slip the immediate prior contract year must meet work hours requirements to be eligible on slip day, unless otherwise exempt.
- c. Documents and requirements for vessels not currently on file:
  - I. Lessee must pay all Marina fees and fines.
  - II. Lessee must submit proof of ownership.
  - III. Lessee should provide proof of insurance as indicted under contract terms.
  - IV. If applicable, provide proof of work hours.
- d. Process:
  - I. First, the Marina/Pier Chairperson moves vessels to accommodate the majority of members. The Marina/Pier Chairperson will make every attempt to request approval/review from the BOD at a BOD meeting prior to Slip Day. All vessel moves between members will be on a temporary year to year basis and approved by the Marina/Pier Chairperson; this is to keep intact the seniority system for permanent slips.
  - II. Second, members will sign up to be moved or assigned a slip as directed. There will be two lists, a permanent slip holder list for members who want to move their permanent slip or have previously paid the initiation fee and a list for members seeking a permanent slip. After sign up, the lists will be ordered by seniority.
  - III. Finally, slip assignment (moves and newly issued) will begin by order of seniority. NOTE: Seniority applies throughout slip day and is not one opportunity to move, i.e., if the senior member does not want to initially move or be assigned a slip, the member may move or be assigned a slip if another desirable slip opens during slip day; contested slips are given to the senior member.

## TEMPORARY SLIPS

- a. Temporary slips are for one contract term and cannot be renewed on slip day. Temporary slips can be offered any day after slip day as they become available. There are no refunds on temporary slips, exceptions can be approved by the BOD.
- b. Members with a second boat will pay two and a half times the member rate or the public rate, whichever is less. No lessee will have more than one vessel at the member rate in the marina at any one time.
- c. Non-Member temporary slip holders must purchase a non-refundable key FOB good for the season.
- d. Temporary slips will not be prorated April through June and prorated July through October based on a 5-month schedule, see table below. There will be a temporary slip member rate, a member second boat rate, and a non-member rate set at a general membership meeting.
  - I. April – June: not prorated

- II. July: Prorated to 4/5th or 80%
  - III. Aug: Prorated to 3/5th or 60%
  - IV. Sep: Prorated to 2/5th or 40%
  - V. Oct: Prorated to 1/5th or 20%
- e. Temp slips can only be issued for one consecutive season at the member rate unless the member or designee applied on slip day and was assigned to one of the slip day lists. May be waived by BOD. Otherwise, the member will pay the member second slip rate.
  - j. A member may place a second vessel in the marina, if purchased in the last 60 days, for two weeks with no fee. Thereafter, the member will pay the member transient fee, with approval of Marina / Pier chairperson, or the member second boat slip rate.
  - f. The Marina/Pier Chairperson or designee will be responsible for creating and maintaining lists. Temporary slips will be assigned using the priority lists below:
    - I. Priority 1: Slip Day Permanent List - List created from eligible members who signed up on slip day, previously paid the initiation fee, and was present when called, but did not result in keeping or obtaining a permanent slip, ordered by seniority. Note: To be on this list, a member may give up their current permanent slip up to when called on slip day.
    - II. Priority 2: Slip Day Seeking List- List created from eligible members who signed up on slip day and was present when called, but did not result in obtaining a permanent slip, ordered by seniority.
    - III. Priority 3: Members List: Members, not present on slip day, who are not assigned a permanent or temporary slip, ordered by seniority.
    - IV. Priority 4: Member Additional Boat List: Members who have a permanent or temporary slip, ordered by seniority.
    - V. Priority 5: Public List: Anyone who does not meet requirements for above list, ordered by date added to list.
  - g. Slip seekers can request to be added onto an applicable list at any time as long as they meet requirements of such list. Members will be removed from the slip day lists after the first offer and cannot be added back on to the slip day lists in the given year.
  - h. If a temporary slip becomes available, and there is no acceptable person/vessel on any of the lists, the temporary slip will be filled by first come first served basis. In such cases where multiple notifications from slip seekers come in close proximity, use the above list rules to decide.