



**TOWN OF MARION**  
**Harbormaster's Office**  
**2 Spring Street**  
**Marion, MA 02738**

**ISLAND WHARF BOAT BERTH RULES AND REGULATIONS**

**Revised – June 17, 2003**

**Approved by the Board of Selectmen – July 1, 2003**

**Approved by the Board of Selectmen – December 6, 2005**

**Approved by the Board of Selectmen – April 4, 2005**

1. No boat longer than thirteen {13} feet or wider than five and a half {5 1/2} feet will be allowed to use the wharf berths. No raised deck, cabin, or sailboats with masts will be allowed. All boats, when berthed, must be kept bailed and in seaworthy condition. If the Harbormaster or his designee determines that a vessel is not seaworthy due to the lack of bailing, the Harbormaster or his designee may pump-out the vessel and the owner will be assessed a fee of \$10.00 per pump-out to be billed at the end of the boating season. (approved 12/6/05)
2. **One berth only per household. With permission of the Harbormaster, a slip may be used temporarily, not exceeding 14 days (cumulative), by a family member, but the berth holder may not rent out the berth. The minimum age of applying for a boat berth is eighteen {18} years old.**
3. Fee: \$150.00 per year.
4. Boat may be put in place anytime after May 15 and must be removed by October 15. Any berths not removed by October 16 will be removed by the Harbormasters office and a \$25.00 handling fee will be charged to the holder. In case of a HURRICANE WATCH, you must remove your boat or a fee will be charged.
5. Persons holding a license to a berth will be invoiced yearly by April 1. Payment due by May 15<sup>th</sup>. **A late charge of \$100.00 will be assessed if the boat berth fee is not received by May 15. Failure to pay the boat berth fee and the late charge by May 30 will result in the cancellation of your boat berth.** The berth will then be awarded to the applicant at the top of the Waiting List.
6. No parking of cars except for brief periods of loading and unloading of gear will be permitted beyond points approximately fifty {50} feet from the ends of the wharf. All cars shall park within the designated parking areas.
7. Applications for a license to berth are available at the Town House and Harbormasters office to Massachusetts residents and homeowners. A waiting list will be maintained.
8. Boats must display Town stickers on the inside of the boat transom.
9. Spaces will be numbered and assigned by the Harbormaster. Boats must occupy the assigned space only.

10. Boats may not be stored on the deck of the float.
11. Boats must be equipped with fenders and must be kept bailed so as not to damage neighboring boats.
12. Spaces are not transferable. A boat berthed must be owned by or, **if rented**, be used exclusively by the holder of the berth license. Otherwise, the boat will be removed by the harbormaster at the license-holders expense.
13. Violations of these Regulations are subject to non-criminal fines.
14. The Town will not be liable for any damage or loss of private property or personal injury incurred on or about said floats. A liability waiver would be a condition of float use.
15. Unauthorized boats will be hauled at the owner's expense of \$25.00.
16. Empty berths after July 1 will be assigned to the applicant at the top of the Waiting List.
17. Rules and Regulations will be strictly enforced by the Harbormaster. Failure to comply with these Rules and Regulations will be caused for revoking of the slip license.
18. Berth assignments will be made by the Harbormaster. Refusal of an offer for a berth may result in the removal of your name from the Waiting List.
19. Recourse from the Wharfinger's instructions or decisions must lie with the Harbormaster.
20. Excepting with Harbormaster permission, a license holder not having a boat in berth by July 1 will have the license to the berth rescinded.

**The following paragraphs describe, in general, the Wharfinger's responsibility under the Harbormaster:**

The Harbormaster has the responsibility not only of seeing that the Regulations are adhered to at both wharf locations, but also of informing the Wharfingers as to the interpretation of the Regulations desired by the Harbormaster.

A Wharfinger is a manager of a pier or wharf and is responsible for boats per se only when they are docking, are docked, or are casting off. The Wharfinger is responsible for the use of the wharf and the orderly parking of motor vehicles on the wharf, and, in the case of a ramp, authorized use thereof. {Parking areas not actually on the wharf and the queue for ramp use are not the responsibility of the Harbormaster's office.}

All Wharfingers are appointed by the Selectmen to the position of Wharfinger and they take their wharf assignments from the Harbormaster's office.