



# SEASONAL MOORING APPLICATION

Newport Parks & Recreation

222 Main Street, Newport VT 05855

Dock Office: (802)334-5726 ● Parks & Rec Office: (802)334-6345

Info@NewportRecreation.org ● www.NewportRecreation.org



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## MOORING HOLDER INFORMATION

Full Name:		Birthdate:	
Mailing Address:			
Phone:	<input type="checkbox"/> Cell <input type="checkbox"/> Home <input type="checkbox"/> Work	Phone:	<input type="checkbox"/> Cell <input type="checkbox"/> Home <input type="checkbox"/> Work
If you wish to receive text messages regarding dock notifications and updates, please list your carrier:			
Email (required): *EMAIL IS OUR PRIMARY MODE OF CONTACT - PLEASE PRINT CLEARLY TO RECEIVE IMPORTANT DOCK UPDATES*			

## EMERGENCY CONTACT

Emergency Contact (if mooring holder is unreachable):			
Phone:	<input type="checkbox"/> Cell <input type="checkbox"/> Home <input type="checkbox"/> Work	Phone:	<input type="checkbox"/> Cell <input type="checkbox"/> Home <input type="checkbox"/> Work
Email:			

## VESSEL INFORMATION

Name of Boat:	Vessel Type:
Color:	Mooring Station Number:
Length:	Hull Identification Number:
Beam:	Registration Number:
Keel/Depth:	Insurance Expiration Date:

## DINGHY INFORMATION

Boat Type:	Color:	Length:
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### ALL APPLICATIONS MUST INCLUDE:

- Proof of valid boat registration.
- Proof of insurance showing liability coverage.
- Deposit. (Cash, check or card accepted. Cards subject to 3% fee. Checks payable to City of Newport.)

**FORMS THAT ARE ILLEGIBLE, INCOMPLETE OR DO NOT INCLUDE DEPOSIT WILL BE RETURNED.**

*In consideration of submitting this entry, I hereby release the City of Newport, its employees and agents from all liability of personal injury, loss, or damage to personal property which I may experience in connection with this lease. I have read and understand the terms of the Boat Mooring Lease Agreement, City Ordinances #116 & #114, and I understand my responsibilities as outlined. I understand that this application is not approved until I have submitted proof of insurance and registration, and I received confirmation from the Newport City Harbormaster.*

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

### OFFICE USE ONLY - OFFICE USE ONLY - OFFICE USE ONLY - OFFICE USE ONLY - OFFICE USE ONLY - OFFICE USE ONLY

RECV'D:	AMT:	<input type="checkbox"/> CASH <input type="checkbox"/> CK#	<input type="checkbox"/> CC:	<input type="checkbox"/> ENT'D
<input type="checkbox"/> Valid Boat Registration #	HIN:	EXP:		
<input type="checkbox"/> Valid Insurance Policy #	Company:	Coverage:	EXP:	
HM APPROVAL DATE:	2020 ASSIGNMENT:	<input type="checkbox"/> CERTIFICATE ISSUE DATE:		





# 2021 SEASONAL MOORING LEASE AGREEMENT

## Newport Parks & Recreation

222 Main Street, Newport VT 05855

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CityDock@NewportRecreation.org ● [www.NewportRecreation.org](http://www.NewportRecreation.org)



The City of Newport has prescribed the rules and regulations in this agreement to satisfy provisions found in Ordinance #114 pertaining to Mooring Management of Public Waters. Certificate Holders are subject to the terms in this agreement *and* those outlined in Ordinance #114 and #116. Provisions in the Mooring Ordinance ensure fair and equitable access of all navigable public waters within City limits. Copies of Ordinance #116, #114 and maps of current mooring assignments may be accessed in the Harbormaster's Office or Newport City Clerk's Office during regular business hours.

### **FEES & PERMITTING**

No person shall establish or maintain a mooring in Mooring Management Zones A, B or C without first registering with the Harbormaster or staff at the Newport City Dock. Permitted mooring holders must be in compliance with the terms of this lease agreement at all times.

**Payment:** Cash, check, cashiers checks or card payments are accepted at the City Dock office (May-October) and at the Parks & Recreation main office (November-April). We do not accept foreign currency. All credit card transactions are subject to a 3% fee from the processor. Off-season payments can be delivered in person or by mail to: Newport Parks & Recreation, ATTN: Harbormaster, 222 Main Street, Newport VT 05855.

2021 RATES	RESIDENT*	NON-RESIDENT
<b>Seasonal Slip</b>	\$45/foot**	\$55/foot**
<b>Seasonal Slip With Power &amp; Water</b>	\$50/foot**	\$60/foot**
<b>Transient Docking</b>	\$35/day \$200/week \$700/month	\$40/day \$225/week \$780/month
<b>Transient Docking With Power &amp; Water</b>	\$40/day \$230/week \$800/month	\$45/day \$225/week \$880/month
<b>B.I.G. Dock Day Use (First 3 Hours Free)</b>	First 3hrs FREE \$10/hour \$20/4 hours \$30/day	First 3hrs FREE \$10/hour \$20/4 hours \$30/day
<b>Mooring Stations</b>	\$185/season \$15/night \$80/week \$300/month \$700/season	\$185/season \$15/night \$80/week \$300/month \$700/season
<b>Dinghy Dock</b>	\$75/season	\$75/season
<b>Canoe/Kayak Storage</b>	\$75/season \$15/week	\$75/season \$15/week
<b>Pump-Outs</b> (No charge for seasonal slip & mooring holders)	FREE	\$5/each
<b>Gas, Ice, Maps, Souvenirs</b>	Market Value	Market Value

\*Residency status is determined by the address listed on the applicant's boat registration and confirmed by the Newport City grand list for taxes.

\*\*Boats <24' in length will be charged the 24' rate.

## **SERVICES & AMENITIES**

The Newport City waterfront is an important hub connecting visitors to our City's Main Street and downtown area with several shopping, entertainment and dining options available within walking distance. Our harbor is home to a U.S. Customs & Border Patrol checkpoint, Newport Natural Chowder Shack Snackbar, and the nearly 100 year old Memphremagog Yacht Club. Visitors will find a number of public amenities surrounding the dock area including benches, picnic tables, pavilion shelter, and access to the Newport-Beebe bike path.

Seasonal accommodations at the Newport City Dock include access to free wifi, private restrooms and showers. Staff are ready to provide docking assistance and service seasonal boaters with complementary black and grey water pump-outs, retail gasoline, ice, lake maps, and other conveniences during open hours. Public launch, courtesy dock, Vermont Access Greeter and Boat Wash Station, invasive species inspections and Zebra Mussel registrations are also available.

**Safety & Courtesy:** All boaters are responsible for the condition and action of their vessel. Boaters are expected to proceed with great caution in the harbor and take care while navigating, adhering to all Vermont boat safety laws. Vessels shall not make any wake while operating within the harbor and through the NO-WAKE zones and in close proximity to the mooring field area. The following rules are to be observed on the Newport City Dock at all times:

- The dock is closed to the public from 10PM-5AM.
- Children under 12 must be supervised.
- Foot traffic only on the dock (no bikes, skateboards, rollerblades etc.)
- Swimming or diving is not permitted anywhere in the harbor, dock or mooring areas.
- Fishing is prohibited on all floating docks and near boats.
- Floating boat docks are private, for tenant use only.

**Parking & Storage:** Vehicle parking space for seasonal and transient boaters is not reserved. Parking is on a first-come, first-serve basis and is not guaranteed. Vehicles with boat trailers must park in designated parking areas only, no automobiles or trailers may park along the railroad or in non-parking areas at any time.

With exception of canoe and kayak racks, dry storage is not available at the Newport City Dock. Storage of boats, equipment, trailers or other vehicles on City property is prohibited. Violations not addressed within ten days of notification from the Harbormaster will be considered abandoned, removed at the expense of the owner and will become property of the City of Newport.

**Waste:** Discharging waste material, refuse or rubbish of any kind into the water is prohibited. Garbage and recycling can be placed in containers provided by the City. Vessels equipped with holding tanks may access pump-out facilities provided at the service dock, with assistance from staff. No boaters may dispose of motor oil or other lubricants in the water, in dumpsters or anywhere on the grounds. Boaters found in violation of these terms will be held fully liable for dock damage, environmental fines and any other resulting liabilities.

**Service Docks:** Boaters are responsible for ensuring that fuel systems aboard their vessel are in clean, working condition before accepting service from City Dock staff at the fuel dock. Boaters must ensure the following rules are observed while the vessel is being fueled:

### **Please allow us to fuel your boat for you!**

- All vessels must be secured to the dock with a serviceable bow and stern line.
- Engines and electronics must be turned off.
- Smoking and cell phone use is prohibited.
- Use drip containment around fuel tank vents when practical.
- Vessel will be fueled with automatic back pressure shut off nozzle, ATTENDANT WILL NOT TOP OFF.
- All boaters must inspect vessel fuel system for leaks and activate blower before safely boarding passengers.
- Leave fuel dock promptly to allow our staff to service other boaters.
- **Report all spills of oil or gasoline to the Harbormaster.**

**Environmental Practices:** The City of Newport strives to utilize sound environmental practices to prevent pollution and the spread of aquatic nuisance species. The City is not responsible for underwater vegetation growth and its effects on boater navigability, but we do utilize prevention practices to help minimize their impact.

As a courtesy to our users, the City of Newport staffs and operates a seasonal Vermont Access Greeter Program and a boat decontamination/wash unit at the boat launch. Staffed Greeters offer watercraft inspections and decontamination services in accordance with VSA Act 67 during open hours. With the presence of Eurasian Millfoil and Starry Stonewort in our local waters, and the threat of Zebra Mussels to our north, boaters are reminded that Vermont Act 67 *requires* mandatory inspection and decontamination of all watercraft entering or leaving Lake Memphremagog when the Access Greeter identifies a vessel at risk.

**Surveillance & Foul Weather:** The City of Newport provides reasonable surveillance during regular hours when the dock is open but is not responsible for the security or safekeeping of vessels at any time. Boat owners must not rely on the skill or intervention of the Harbormaster or dock staff to protect boats when foul or dangerous weather threatens. Any person mooring or anchoring a vessel within public waters assumes all risk of damage or loss of property due to fire, theft, act of God, or by any other means during day or night time hours. Boaters are responsible for maintaining valid insurance on their vessel for the entire duration of this lease.

The Newport City Harbormaster's office and dock staff monitor VHF station 16 during business hours.

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## **FACILITY RULES & REGULATIONS**

In the interest of safety, accessibility and navigability, the following rules must be adhered to at all times by transient and seasonal boaters seeking dockage at the Newport City Dock or Mooring Management Zones A, B and C.

**Fire Safety:** In no case may hibachis, charcoal, wood or gas-type portable cooking equipment be used on the weather deck while tied up at the dock or on boats in the berthing area.

All registered vessels must be in compliance with Vermont boater safety laws including requirements for fire extinguishers.

No person shall discharge or cause to be discharged any firearm within Newport City. USCG approved flare guns are permissible. Possession or detonation of fireworks or other explosives is prohibited.

Boaters found in violation of fire safety rules will be issued one written warning. On the second offense, this lease agreement will be terminated without refund.

**Courtesy:** Boat owners shall not leave belongings, supplies, rubbish or debris on dock walkway or in dock water hose lockers. For loading and unloading purposes, boaters may use carts available in the dock office.

Dogs are restricted to the confines of the permitted vessel, or must be leashed and under the control of the owner at all times when traversing the main pier, ramps or floating docks from boat to land.

Smoking is not permitted in any public building or common area.

**Commercial Operations:** All commercial operations at the Newport City Dock or Mooring Management Zones A, B or C must meet Newport City zoning regulations and be approved in advance by the Harbor Master and Newport City Council.

## **SEASONAL MOORINGS**

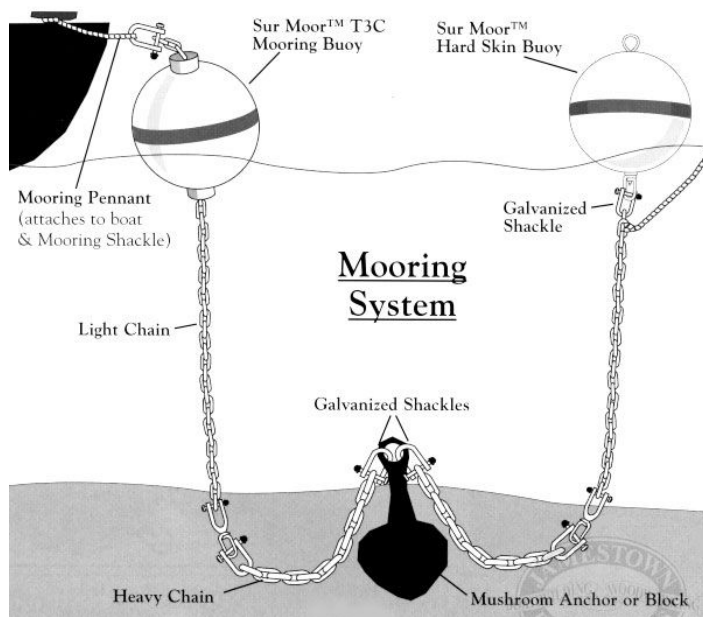
**Registration Certificates:** Ordinance #114 requires Certificates of Registration be issued annually on April 1 for all seasonal moorings placed in Management Zones A, B and C. The Harbormaster will identify a mooring location on each certificate and include identifying tags to be attached above water level in a visible location on each buoy. The certificate holder is responsible for affixing, maintaining and keeping tags displayed prominently at all times for inspection by the Harbormaster.

**Annual Renewals:** Certificates are not automatically renewed for returning boaters each year. A Mooring Lease Agreement must be submitted annually with non-refundable deposit before closing day at the Newport City Dock to be considered for the upcoming season.

**Removal or Transfer of Tackle:** It is the certificate holder's responsibility, not the City's, to install, repair, replace and remove mooring tackle. Boaters who do not wish to renew a seasonal mooring must make arrangements with the Harbormaster to have tackle removed from the mooring fields before the annual May removal deadline on May 1. After May 1st, unregistered moorings found in Zones A, B or C are considered abandoned and will be removed from Lake Memphremagog at the expense of the last known registrant.

Transfer of mooring tackle is permitted under the following conditions:

- Sale and transfer of ownership for unregistered equipment must be completed before May 1 to avoid removal from the water. The purchase of mooring tackle does not entitle the buyer to a mooring station until registered, nor does such sale convey any mooring seniority to the new owner.
- The seller must provide to the Harbormaster a current inspection report (conducted within the last two years), describing the current size and condition of the equipment.
- The buyers vessel must be compatible with the size, weight and swing area of the existing tackle.
- The seller must submit a Mooring Transfer Form and \$10 transfer fee to the Harbormaster before tackle can be registered by the new owner. Once the transfer is complete, the buyer **MUST** obtain a Certificate of Registration from the Harbormaster's office as required in Section 8.1 of Newport City Ordinance #114, before mooring a vessel.



**Tackle Requirements:** All mooring tackle in jurisdiction of Newport City Ordinance #114 is subject to approval by the Harbormaster. The ownership, care and maintenance of tackle is the sole responsibility of the owner. Any person mooring or anchoring a vessel within public waters subject to Ordinance #114 assumes all risk of damage or loss to property. The City assumes no risk on account of fire, theft, act of God, or damages of any kind to a vessel located in public waters within City limits.

**New Tackle:** Mooring tackle to be placed in Management Zones A, B and C must be inspected by the Harbormaster *prior to installation*. Consultation and recommendations for purchasing is available by the Harbormaster for boaters in need of assistance getting started.

**Existing Tackle:** All moorings must be in good condition and meet inspection standards at all times. Unless specified otherwise by the Harbormaster for safety reasons, arrangements found in violation of recommended specifications will be given thirty days to repair or replace. Unauthorized, non-standard, unusable mooring equipment may be subject to removal by the Harbormaster at the expense of the owner.

**Inspections & Maintenance:** Mooring pennants in Management Zones A, B and C will be visually inspected by the Harbormaster monthly. Entire mooring systems must be inspected every two years. It is the certificate holder's responsibility, not the City's, to install, repair, replace and remove mooring tackle. Due to equipment limitations and liability, Newport City staff will not perform tackle installation or maintenance. To assist boaters with bi-annual inspections and maintenance requirements, the Harbormaster may coordinate a group work order annually with a Vermont based, professional, insured contractor to provide services in Management Zones A, B and C. Coordinating one contractor to service all moorings at one once helps defray cost for those who choose to participate. Mooring maintenance fees must be current and paid to be considered for annual renewal.

**Tackle Winterization:** Moorings are readily dragged off station by retreating and advancing ice flows on Lake Memphremagog during winter and spring thaw cycles. Tackle should be winterized at the end of each boating season to prevent movement and to save boaters additional expenses associated with moving things back on station in the spring. Winterization includes removing the mooring buoy and installing a "winter stick" or "Sully Stick" with suitable light cable or chain. Sully Sticks are hardwood dowels with weighted ends, 3 to 5 feet in length. The light chain or cable is attached to the mooring tackle top chain and the heavy mooring chains are lowered to the bottom. Other mooring winterization techniques may be used with approval from the Harbormaster.

**Rowboats, Dinghies, Kayaks & Canoes:** Docking for dinghies and canoe/kayak storage racks are available seasonally for \$75 per vessel. Due to space and access limitations on the dinghy dock, dinghies or punts greater than nine feet are not permitted.

No vessel may be secured to a mooring already occupied by a vessel unless it is a dinghy regularly used by the Certificate Holder for transportation of property or people. The Harbormaster has discretion to authorize rafting, invitees or guests during suitable weather conditions according to the terms outlined in Mooring Ordinance #114.

**Transfer of Vessels:** Due to size restrictions, Certificate Holders acquiring a larger boat during the lease period must notify the Harbormaster prior to changing boats.

Mooring certificates are non-transferable in any fashion by the leaseholder without express written permission from the Harbormaster. No private sub-leasing, renting or transfer of boats between moorings is allowed. Leaseholders should be the primary users of the mooring with the name on the certificate matching the name on the boat owner's registration.

**Guests:** Seasonal mooring holders may occasionally invite third party guests to use their mooring at no cost during temporary vacancies provided the visitor registers in advance with the Harbormaster. Visits must not exceed five consecutive days and the vessel must fit the station and tackle appropriately. Guests must show proof of insurance, registration and must adhere to all rules covered in this lease agreement. There shall be no exchange of money between the certificate holder and guest, or the arrangement will be considered a sublease transaction which is expressly prohibited.

**Unoccupied Moorings:** Ordinance #114 requires that Certificate Holders moor an authorized vessel to the assigned mooring location during the one-year duration of the Certificate, or otherwise be denied for renewal the upcoming year. This section of the ordinance serves the public during times of high demand to ensure that all boaters have a chance to moor in Newport waters if they wish. Currently, there are many vacancies in the mooring field and no waitlist. Due to low demand and the desire for boaters to register and maintain moorings for weather events, guests and other conveniences, the Harbormaster will issue waivers to those who wish carry a valid Certificate for this purpose until demand for moorings increase. The Harbormaster reserves the

right to reassign mooring stations annually (especially those that have been unoccupied), giving priority to boaters who wish to occupy their mooring.

**Lease Terms:** This lease agreement commences on March 1, 2021 and terminates on February 28, 2022. City Dock services are available between Friday, May 8, 2021 and Tuesday, October 12, 2021, unless weather, water level or other environmental conditions as determined in sole discretion by the City, prohibit the Newport City Dock from opening. If a change to the facility opening date and/or closing date occurs, no fee adjustments will be made. Seasonal mooring fees will not be prorated for boat arrivals after the first day of the season. All deposits are non-refundable.

After October 12, 2021 restrooms and most dock office services will not be available.

City Dock Closes for 2020 Season.....	October 14, 2020
\$35 Deposit & Agreement Due.....	October 14, 2020
Remaining Balances Due.....	February 28, 2021
Seasonal Mooring Certificates Issued .....	April 1, 2021
City Dock Opens.....	May 7, 2021

**Relinquishment:** The leaseholder may relinquish his mooring certificate at any time without refund by giving written notification to the Harbormaster. Any vessel or equipment not removed within thirty days after receipt of notification shall be considered abandoned and will become the property of the City of Newport and/or removed at the expense of the leaseholder.

**Termination:** The City of Newport may terminate this agreement without refund if the leaseholder violates any conditions of this agreement or fails to comply with any order issued by the Harbormaster in pursuit of Ordinance #116 or the rules and regulations thereunder.

After proper notice, if the leaseholder fails to remove the boat and equipment from the rented slip or mooring site after termination or expiration of the Mooring Lease Agreement, the City is entitled to:

- Remove the boat from the Mooring and store it in any location, in a commercially reasonable manner at the expense of the leaseholder until the violation is addressed.
- Lock the boat in place until the violation is addressed.
- Charge the leaseholder the current transient rate per day for as long as the boat remains at the dock until the violation is addressed.
- Exercise any other right the City shall have at law, equity or admiralty.
- Any combination of, or all of the above remedies.