

Town of Greenwich

Harbor Management Commission

Town Hall
101 Field Point Road
Greenwich, Connecticut 06830

[_____, 2016]

REGULATIONS FOR MOORING AND ANCHORING VESSELS IN THE GREENWICH HARBORS AREA¹

1. Introduction:

The Regulations were prepared in furtherance of *The Harbor Management Plan for the Town of Greenwich* as adopted by the Town of Greenwich Representative Town Meeting and approved by the State of Connecticut (Harbor Management Plan). The Regulations shall be adopted following a public hearing conducted by the Harbor Management Commission (HMC) for the purpose of considering their adoption. Notice of time and place of such public hearing, which notice shall include the title and summary of the proposed Regulations, shall be posted at least 7 days but no more than 15 days prior to the date of said public hearing. At the same time as the posting of the notice of public hearing, the Regulations shall be available in full on the Town of Greenwich website, and copies shall be made available for public review at the Office of the Board of Selectmen.

At least 30 days prior to conducting a public hearing, the HMC shall forward a copy of the Regulations to the Board of Selectmen for its review.

Following a public hearing, the HMC shall act upon said Regulations and may make such changes or alterations in the form or content of the Regulations as seen appropriate or necessary as a result of the public hearing held in connection therewith. Such changes, additions or alterations shall not require a further public hearing.

The Regulations shall, if adopted by the HMC, become effective upon adoption at a duly noticed public meeting of the HMC or at such later date established by the HMC.

Any further amendments to the Regulations shall be adopted in accordance with the procedures set forth above.

¹ For the purpose of the Regulations, the Greenwich Harbors Area (GHA) is the area of jurisdiction of the Greenwich Harbor Management Commission, as established by Chapter 7A of the Town Code of Ordinances and defined in *The Harbor Management Plan for the Town of Greenwich*. The GHA includes Byram River/Port Chester Harbor; Byram Harbor; Greenwich Harbor; Cos Cob Harbor; Greenwich Cove; Tomac Creek; and the Outer Harbor.

The Regulations shall constitute an addendum to the Harbor Management Plan and are hereby incorporated therein.

2. Mooring Committee:

(a) After consultation with the HMC, a Mooring Committee shall be appointed by the Chair of the HMC, and shall consist of three members of the HMC plus the Harbor Master as an ex-officio member. The Mooring Committee shall have a Chair, who shall be one of, and elected by the three HMC members serving on the Mooring Committee. The Mooring Committee shall adopt bylaws for its activities. The Mooring Committee shall assist the Harbor Master with matters pertaining to the mooring, anchoring and docking of vessels in the GHA and with other matters concerning safe and efficient operation of the GHA. The Harbor Master shall work cooperatively with the Mooring Committee to implement the Regulations, including copying the Mooring Committee on all correspondence relating to the foregoing.

3. Mooring Permits Required:

(a) In order to provide for adequate access for vessels, for safety of persons and property, for protection of natural and historic resources, and for optimum use of the GHA, the Harbor Master must approve all mooring locations within the GHA, including locations used for “individual-private” mooring purposes and locations used for “commercial” mooring purposes as defined by the U.S. Army Corps of Engineers (USACE) and Connecticut Department of Energy and Environmental Protection (DEEP) and requiring authorizations from those agencies. A mooring permit issued by the Harbor Master shall be required for the use of each approved mooring location.

(b) It is a violation of the Town Code of Ordinances for any person to place mooring tackle or moor a vessel in the GHA without a current and valid permit issued by the Harbor Master.

(c) No provision contained in the Regulations shall effect or limit the authority and power of the Harbor Master to station and remove vessels as provided in applicable sections of the Connecticut General Statutes.

(d) No provision contained in the Regulations shall effect or limit the authority and power of the Board of Selectmen to regulate the anchoring and mooring of all vessels, boats and craft and to supervise and control the GHA pursuant to Article 19, Section 307 of the Town Code of Ordinances, and Connecticut Special Legislative Acts 288 (July 25, 1949) and 93 (April 29, 1955). All activities of the HMC, Mooring Committee, or Harbor Master, covered by the Regulations are, accordingly, subject to review by the Board of Selectmen, which retains its authority to approve, modify, or overrule any decision or action.

4. Mooring Records:

(a) The HMC, with the assistance of the Harbor Master, shall keep a detailed record of each approved mooring location² and vessel permitted to use that location, as well as the name, home, and business address and telephone numbers of the owner of the permitted vessel; the name, length, beam, registration number and/or documentation, and type of the permitted vessel; and any other pertinent information as may be determined by the Mooring Committee and Harbor Master, including, but not limited to, proof of liability insurance for the permitted vessel (Mooring Records). The level(s) of liability insurance coverage shall be set by the Risk Management Director of the Town of Greenwich and amended from time to time as necessary.

(b) The Mooring Records shall be maintained in Town Hall and in such a manner that information can be easily obtained by the HMC, Mooring Committee, Harbor Master and the Marine Division of the Police Department with regard to any individual mooring location, moored vessel, and owner of a moored vessel. These records shall be considered “public records” as defined by the Connecticut Freedom of Information Act.

(c) All mooring permittees shall be responsible for promptly notifying the Harbor Master of any changes to the information provided on their mooring permit applications. All persons on the mooring waiting list also shall be responsible for notifying the Harbor Master of any changes to the information provided on their waiting list applications.

5. Greenwich Harbors Area Mooring Plan:

(a) The HMC in consultation with the Harbor Master may prepare a Greenwich Harbors Area Mooring Plan to guide the allocation of all moorings in the GHA and to identify each assigned mooring location. Such plan may be adjusted as necessary by the HMC to provide for the safe and efficient use of these mooring locations.

6. Assignment of Mooring Locations:

(a) All assignments of mooring locations shall be made by the Harbor Master, under the supervision and with the assistance of the Mooring Committee. All assigned mooring locations shall be properly utilized by the mooring permittee in accordance with the Regulations, and shall be valid during the boating season of April 15 to November 15 in any calendar year.

(b) A single list of current mooring assignments and a single mooring waiting list of all persons waiting for a mooring location in the GHA shall be maintained in the offices of the Board of Selectmen in Town Hall. This list shall include the date and time of receipt of completed applications by all persons on the waiting list. The mooring waiting list shall be open on an equal basis to all applicants who meet the criteria established in the Regulations. The mooring waiting list, the list of current assignments of mooring locations, and a copy of the Regulations shall be available for public review in Town Hall.

(c) The names of persons waiting for a mooring location shall be entered and maintained on the mooring waiting list according to the order in which those persons’ waiting list applications

² For the purposes of the Regulations, “approved mooring location” shall include information derived from the most up to date and appropriate survey technology.

are received by the Harbor Master at the address for such purpose at Town Hall. The most senior applicant on the list shall be the person whose name is listed and numbered first; all subsequent applicants shall be added sequentially to the list and assigned a progressively higher number. No person shall be entered on the list more than once.

(d) In assigning mooring locations in accordance with the Town Code of Ordinances and the Regulations, there shall be no discrimination on the basis of town of residence.

(e) In assigning mooring locations, first priority shall be given to those persons applying for the renewal of permits granted to them in the preceding year; second priority shall be given to requests by mooring permittees for transfer to a different mooring location in the order such requests may be received by the Harbor Master; and third priority shall be given to persons on the mooring waiting list.

(f) In assigning mooring locations, consideration shall be given to size, draft, type and use of vessels, and to any other conditions that may affect the capacity of the GHA to accommodate safely moored vessels in an environmentally sound manner, including but not limited to: 1) the availability of adequate space, adequate depth, and adequate water access to the mooring location; 2) the need to maintain navigation ease and safety in the GHA; 3) available parking spaces and points of shoreline access to mooring locations; 4) historical and traditional uses of different sections of the GHA, including any mooring “zones” that may be designated by the HMC for mooring vessels of a particular size, draft and type; 5) the presence of valuable and sensitive environmental resources, including shellfish beds; and 6) opportunities for re-establishing historically-used mooring areas.

(g) In assigning mooring locations, the Harbor Master, under the supervision and with the assistance of the Mooring Committee, shall be guided by the Regulations and any Greenwich Harbors Area Mooring Plan that may be prepared by the HMC and adjusted as necessary to maintain the most safe and efficient use of available mooring locations.

(h) Any available mooring location shall be offered to the most senior (lowest numbered) applicant on the mooring waiting list, subject to the constraints described in the Regulations. If an available mooring location is not suitable to accommodate the most senior applicant’s vessel, it shall be offered to the next senior qualified applicant. The most senior applicant shall retain his or her place on the waiting list in this case. Efforts shall continue to provide a suitable mooring location for the most senior applicant.

(i) An applicant on the waiting list to whom a mooring location is offered by the Harbor Master shall have 15 days³ to accept that location following receipt of written notice⁴ from the Harbor Master. Failure to respond within 15 days to any written offer from the Harbor Master

³ For the purpose of the Regulations, “days” shall mean calendar days.

⁴ For the purpose of the Regulations, “written notice” shall mean a notice provided by hand delivery, certified mail, or email. “Receipt” of such notice shall occur on the same day that hand delivery or email is employed, and, in the case of certified mail, three (3) days after mailing.

for a mooring location shall result in the removal of the applicant's name from the mooring waiting list.

(j) A one-time option to defer acceptance of a mooring location offered by the Harbor Master is available to an applicant who requests, in writing and within 15 days of receipt of the Harbor Master's offer, to defer such acceptance. In this case the applicant will retain his or her position on the waiting list with no guarantee that a mooring location will be available to the applicant in the future. Refusal by an applicant to accept a second offer of a mooring location shall result in the applicant's name being moved to the bottom of the waiting list.

(k) In the interest of ensuring safe, efficient, and equitable use of the GHA, no one individual shall be assigned more than one mooring location, and no one household⁵ shall be permitted to use more than one mooring location. Only one mooring location shall be assigned to any one vessel. Mooring permittees in any one household assigned two mooring locations as of [_____, 2016], the effective date of this section, may apply to the Harbor Master for retention of those locations provided the permittees are in compliance with all other requirements set forth in the Regulations.

(l) Mooring permits shall be issued by the Harbor Master only to those applicants owning a vessel properly registered in accordance with applicable laws and regulations.

(m) In assigning mooring locations and issuing mooring permits, the Harbor Master shall, to the extent practical and to the extent consistent with all other applicable sections of the Regulations, assign priority for mooring locations to littoral/riparian property⁶ owners who apply for permits to utilize mooring locations offshore of their properties. A mooring location assigned to a littoral/riparian property owner offshore of his or her property is intended to be used by that property owner for mooring a vessel owned by that property owner; the assigned mooring space shall not be rented to another person. Nothing in the foregoing is intended to deny a property owner from allowing a guest to use the mooring during a social visit.

7. Assignment of Mooring Locations for Commercial Fishermen:

(a) In assigning mooring locations and issuing mooring permits, the Harbor Master shall, to the extent possible, give special consideration to providing mooring locations for vessels used for licensed commercial fishing purposes, as defined by the USACE and DEEP and requiring authorization from those agencies.

⁵ For the purpose of the Regulations, "household" shall mean the person or group of people living in the same residence. Boat and yacht clubs are excluded from this definition.

⁶ For the purpose of the Regulations, "littoral/riparian property" means property contiguous to the navigable water of the GHA and which, pursuant to water-rights law, affords its owner with certain rights including the right of reasonable access to the GHA.

(b) To apply for a permit or to renew a permit for a mooring location for a commercial fishing vessel, the applicant must meet the following requirements in addition to providing all other information required by the Regulations: 1) possess a current and valid State of Connecticut commercial fishing license; and 2) possess a vessel licensed for commercial fishing purposes and equipped for commercial fishing purposes.

(c) Assignment and use of a mooring location for a commercial fishing vessel must be consistent with all other applicable mooring procedures and requirements established in the Harbor Management Plan and the Regulations, and with all applicable state and federal laws and regulations.

8. Navigation Fairways:

(a) In allocating and assigning mooring locations in the federal anchorage and other areas, the Harbor Master shall maintain appropriate navigation fairways for recreational and commercial vessels navigating to, from, and through mooring locations and areas. Fairways shall be designated by the HMC, in consultation with the Harbor Master and the Marine Division of the Police Department and shall be of an appropriate width, consistent with the size, draft, and type of moored vessels.

9. Application for Mooring Permit:

(a) Any person may apply for a mooring permit by completing the application provided for that purpose and submitting the completed application to the Harbor Master at an address for such purpose at Town Hall. No provision contained in the Regulations shall prevent the HMC from utilizing an email or online method for mooring applications and renewals. The application form shall be set by the HMC, in consultation with the Mooring Committee, Harbor Master and Marine Division of the Police Department, and amended from time to time as necessary.

(b) The HMC shall require a reasonable and non-refundable initial application fee, payable to the Town of Greenwich, from all applicants placed on the mooring waiting list. The initial application fee shall be collected and deposited in the same manner as the annual mooring permit fee specified in Section 11 of the Regulations.

(c) A complete application for a mooring permit shall include: the proper application form completed in full; proof of the vessel's proper registration; proof of the applicant's vessel liability insurance; a check for the initial application fee, if applicable; and any other pertinent materials as determined by the Harbor Master, under the supervision and with the assistance of the Mooring Committee.

(d) The HMC may, as necessary to avoid possible abuses of mooring locations, establish fair and reasonable requirements on a case by case basis to limit the issuance of mooring permits for vessels with joint ownership.

(e) All applicants for mooring permits shall indemnify and hold harmless the Town of Greenwich, its officers, designees, and employees for any and all claims, damages, or losses of any kind, including legal costs arising out of the use of any mooring location that may be assigned to those applicants.

(f) All applicants for a mooring permit shall maintain liability insurance, at the level(s) of coverage set by the Risk Management Director of the Town of Greenwich on the vessel identified in any mooring permit that may be issued to them.

10. Renewal of Mooring Permit:

(a) All mooring permits shall be valid only for the year in which they are issued and may be renewed in accordance with the Regulations.

(b) All mooring permits shall expire on December 31 and the HMC shall send mooring renewal letters to all prior year mooring permit holders by January 15 of the following year. Applications for renewal of mooring permits must be completed and returned to the Harbor Master at the address for such purpose at Town Hall by March 1 of the following year. A grace period lasting until the last calendar day of March may be allowed by the Harbor Master, after consultation with the Mooring Committee, for receipt of applications for renewal of mooring permits.

(c) Failure to return a complete application for renewal of a mooring permit by the date specified in the Regulations may result in denial of the application and reassignment of the mooring location previously assigned.

11. Annual Mooring Permit Fee:

(a) Any person receiving a permit for a mooring location in the GHA shall pay an annual mooring permit fee (not to exceed the maximum amount authorized by state law) established by the Town of Greenwich as authorized by Sec. 22a-113s of the Connecticut General Statutes and Chapter 7A of the Town Code of Ordinances.

(b) When the Harbor Master, under the supervision and with the assistance of the Mooring Committee, determines that a suitable mooring location exists for an applicant for a new mooring permit, the applicant will be notified and shall have 30 days to pay the annual mooring permit fee. An applicant for a renewed mooring permit shall pay the annual mooring permit fee at the time the renewal application is submitted. The annual mooring permit fee, payable to the Town of Greenwich, shall be nonrefundable.

(c) All fees collected pursuant to 7A of the Town Code of Ordinances, Section 22a-113s of the Connecticut General Statutes, and the Regulations shall be deposited into the Greenwich Harbor Management Account within the Town of Greenwich General Fund, as authorized by Section 22a-113s of the Connecticut General Statutes, and used exclusively for purposes directly associated with management and improvement of the GHA.

12. Transfer of Mooring Permits, Vessels and Locations:

(a) Mooring permits shall be non-transferable except that the Harbor Master shall approve the transfer of a mooring permit between a deceased and surviving spouse. Whenever the holder of a mooring permit transfers the title or interest in or otherwise parts with possession of the vessel identified in the mooring permit to another person by any arrangement whatsoever, the mooring permit shall expire. The new possessor, transferee, or owner of the vessel shall have no vested right to use the mooring location covered by the mooring permit.

(b) A mooring permittee may, upon written application to and approval by the Harbor Master, under the supervision and with the assistance of the Mooring Committee, retain an assigned mooring location for use by a replacement vessel provided that said vessel is moved onto the mooring location within one year and is suitable for that mooring location.

13. Mooring Location and Placement:

(a) No mooring tackle⁷ shall be placed in any part of the GHA until the mooring location has been approved and permitted by the Harbor Master. No mooring tackle shall be placed in any areas in which mooring is prohibited by the Harbor Management Plan or otherwise interfere with the safe and efficient use of navigation channels and fairways. All permits granted shall be consistent with all provisions of the Harbor Management Plan and the Regulations.

(b) In accordance with Section 26-157a(e) of the Connecticut General Statutes, no mooring tackle shall be placed on any oyster bed without the written permission of the owner or lessee of such bed. For the purpose of the Regulations, the failure of an owner or lessee of an oyster bed to respond within 15 days to a request in writing from an applicant for permission, or to provide within 15 days a reasoned basis in writing for refusing to grant permission, may be deemed by the Harbor Master, after consultation with the Mooring Committee, to be a waiver of the permission requirement.

14. Use of Mooring Location or Tackle:

(a) Mooring permittees shall use permitted mooring locations as the primary mooring location of their permitted vessels over a reasonable period of time during the April 15 to November 15 boating season. A mooring permittee shall attach the vessel identified in the mooring permit to the permittee's assigned mooring location by July 15 in the year for which the mooring permit has been issued. The permittee's use of the mooring location in accordance with these requirements shall be subject to review by the Harbor Master and the Mooring Committee at the close of the boating season. No permitted mooring location may be left unused for more than one permit year.

15. Secure Mooring, Anchoring and Docking of Vessels:

⁷ For the purpose of the Regulations, "mooring tackle" is the hardware (*e.g.*, chain, line, anchors, buoys and other equipment) used to secure a vessel to a mooring location.

- (a) The owner of any vessel moored, anchored, or docked within the GHA shall be responsible for causing such vessel to be tied, secured, or anchored with proper care and equipment and in such manner as may be required to prevent the moored, anchored, or docked vessel from breaking loose and causing damage to any other vessel, persons, or property. The Harbor Master may order any vessel that may have broken loose from its mooring tackle, anchor or dock, or any vessel that, in the judgment of the Harbor Master, is at risk of breaking loose, to be properly reattached or otherwise secured to avoid damage to any other vessel, persons, or property.
- (b) All mooring tackle shall comply with the Minimum Recommended Mooring Tackle Specifications for the Greenwich Harbors Area established and adjusted, as necessary, by the HMC.
- (c) Each person mooring, anchoring, or docking a vessel in the GHA shall be responsible for any damage to his or her own vessel or to any other vessel or property, including any illegal or improper discharge, that may be caused by failure to secure his or her own vessel with proper care and equipment in such a manner to prevent the vessel from breaking loose and causing damage to any other vessel, persons, or property.

16. Identification of Mooring Locations and Permitted Vessels:

- (a) The Harbor Master, under the supervision and with the assistance of the Mooring Committee, shall provide marking decals or tags with individual permit numbers to be attached to all moorings that are deployed in the GHA. Such decals or tags shall enable the HMC, Harbor Master and Greenwich Police Department's Marine Unit to obtain ready access to the information for a vessel contained in the Mooring Records. Notice of this requirement shall be provided in writing to all mooring permittees.
- (b) All vessels permitted to use a mooring location in the GHA shall display a current mooring permit identification decal provided by the Harbor Master. The number on the decal shall correspond to the number of the mooring permit issued by the Harbor Master. The purpose of the decal shall be to help identify vessel owners in the event of an emergency and ensure that moorings are being used properly. The decal shall be affixed, by the mooring permittee, to the transom of the permitted vessel. The Greenwich Police Department's Marine Unit may assist the HMC and Harbor Master with the identification of any unpermitted vessels moored in the GHA and with enforcement of the Regulations in accordance with the Connecticut General Statutes and the Town Code of Ordinances.

17. Mooring Inspection:

- (a) No mooring tackle shall be placed in the GHA without inspection by a qualified mooring vendor⁸ and confirmed by the Harbor Master. The Harbor Master shall direct the placement of all mooring tackle.
- (b) All mooring tackle shall be raised and/or removed for inspection by a qualified mooring vendor and confirmed by the Harbor Master at least once every 3 years. If, as the result of such inspection, it shall be determined by a qualified mooring vendor and confirmed by the Harbor Master that any chain, shackle, swivel, or other piece of mooring tackle has become unsafe or otherwise inadequate, all such chain, shackle, swivel, or other piece of mooring tackle shall be replaced accordingly.
- (c) Mooring tackle inspection procedures should allow for annual harvesting of shellfish from the GHA in specific locations determined by the HMC in consultation with the Greenwich Shellfish Commission. Procedures for the annual removal of moorings should provide for three weeks of shellfish harvesting prior to November 15, and/or two weeks after April 1 in these locations. After consultation with the Greenwich Shellfish Commission, the HMC shall set these dates on an annual basis, and the Greenwich Shellfish Commission shall advise the HMC and Harbor Master of the harvesting plan and the specifics of the State of Connecticut Department of Agriculture, Bureau of Aquaculture permitting for the year.

18. Revocation of Mooring Permit:

- (a) The Harbor Master and HMC shall have the authority to revoke a mooring permit if the permittee fails to comply with any permit conditions or provisions of the Regulations, including but not limited to:
- (i) failure to maintain a properly registered, documented, or insured vessel;
 - (ii) failure to secure a vessel to its mooring with proper care and equipment;
 - (iii) failure to use the assigned mooring location.

19. Transient Mooring:

- (a) The HMC, after consultation with the Mooring Committee, the Harbor Master and the Marine Division of the Police Department, may designate transient mooring locations, with mooring tackle in place, to be available for short-term use by transient vessels on a first-come, first-served basis.

⁸ For the purposes of the Regulations, “a qualified mooring vendor” shall mean a mooring vendor determined or approved by the Mooring Committee to satisfy the necessary qualifications as established by the Mooring Committee for the current year.

20. Vessels Making Fast:

(a) No person shall make fast or secure a vessel to any mooring already occupied by another vessel, or to a vessel already moored, unless all vessels are occupied. The HMC may, as necessary to avoid abuses of the “rafting” of vessels, deny this exception to a mooring permit holder. In addition, a rowboat, dinghy, or yacht tender regularly used to serve a larger vessel for transportation of persons or property to or from shore may be temporarily secured to such larger vessel or to the mooring regularly used by such larger vessel. In connection with the foregoing, no vessel shall encroach into a designated channel or fairway or otherwise unduly interfere with navigation in the GHA.

21. Powers and Duties of the Harbor Master: Sec. 15-1 of the Connecticut General Statutes requires the Harbor Master, who is appointed by the Governor and who is not an employee of the Town, to exercise his or her powers and duties in a manner consistent with the Harbor Management Plan and the Regulations. If, in connection with the exercise of these powers and duties, the Marine Division of the Police Department is requested or takes any law enforcement action, the Harbor Master shall provide a written statement as to said matter and shall make him/herself available for any related hearing or judicial proceeding. In accordance with the powers and duties of the Harbor Master pursuant to all applicable sections of the Connecticut General Statutes, and to the extent not inconsistent therewith, the Harbor Master shall exercise the following powers and duties:

(a) Correction of Unsafe Mooring, Anchoring, or Docking: If any vessel shall be found in the judgment of the Harbor Master to be moored, anchored, or docked in an unsafe or dangerous manner, or in such a way as to create an existing or potential hazard to other vessels or to persons or property, the Harbor Master shall make a diligent effort to contact the owner of the vessel and notify the Marine Division of the Police Department. The Harbor Master, after consultation with the Mooring Committee and the Marine Division of the Police Department, may order and direct necessary measures to eliminate such unsafe or dangerous condition. Primary responsibility for compliance with such orders and directions shall rest with the owner of the improperly moored, anchored, or docked vessel or his/her authorized designee. In the absence of such owner or agent, said responsibility shall rest with the authorized operator of the vessel or the facility at which the vessel is anchored, docked, or moored. In an emergency situation and in the absence of any such responsible person, the Harbor Master, after notifying the Marine Division of the Police Department and giving it the opportunity to respond, may board such vessel and cause the improper situation to be corrected, and the owner of the vessel shall be liable for the costs incurred by the Harbor Master or his/her designee in effecting such correction.

(b) Removal of Vessels: If any vessel shall be found in the judgment of the Harbor Master to be unseaworthy, badly deteriorated, or derelict, the Harbor Master shall make a diligent effort to contact the owner of the vessel and notify the Marine Division of the Police Department. The Harbor Master, after consultation with the Mooring Committee and the Marine Division, may order the removal of the vessel. Such orders shall be subject to any procedures set by the Law Department of the Town of Greenwich and/or required by Sections 15-8 and 15-9 of the Connecticut General Statutes and Sections 15-9-1 *et seq.* of the Connecticut Department of Transportation Regulations.

(c) *Elimination of Obstructions of Channels, Fairways, Docks and Berthing Spaces:* No person shall moor, anchor, or dock a vessel so as to interfere with the free and unobstructed use of channels, fairways, docks, or berthing spaces within the GHA or to voluntarily or carelessly sink or allow to be sunk any vessel in any channel, fairway, berthing space; or to float loose timber, debris, logs, or piles in any channel, fairway, or berthing space in such a manner as to impede navigation or cause damage. The Harbor Master, after consultation with the Mooring Committee and the Marine Division of the Police Department, may order the removal of an abandoned or sunken vessel within the GHA in accordance with Section 15-140c of the Connecticut Statutes and the procedures adopted by DEEP.

(d) *Relocation and Removal of Unpermitted Mooring Tackle and Vessels:*

(i) The Harbor Master may require any mooring tackle or vessel to be moved to a new or different mooring location whenever, in his or her judgment, after consultation with the Mooring Committee, the safe and efficient use of the GHA so requires. Any costs associated with such relocation shall be borne by the mooring permittee.

(ii) If an order given by the Harbor Master with respect to removing unpermitted mooring tackle and moored vessels, changing the location of existing mooring tackle for the purpose of promoting safe and efficient use of the GHA, or replacing mooring tackle determined to be inadequate are not taken by the owner, if known, within 15 days after notification, or, if not known, after notice has been posted for that period on the vessel or mooring tackle, the Harbor Master in accordance with Section 15-8 of the Connecticut General Statutes may cause such mooring tackle or vessel to be removed or relocated. The expense of such mooring tackle or vessel removal or relocation and any liability arising from injury to person or property incurred thereby shall be the responsibility of the mooring tackle or vessel owner. Such orders shall be subject to any procedures set by the Law Department of the Town of Greenwich and/or required by Section 15-9 of the Connecticut General Statutes and Sections 15-9-1 *et seq.* of the Connecticut Department of Transportation Regulations.

(iii) Nothing above shall prevent the Harbor Master or his/her designee from taking measures with or without notice if, in the judgment of the Harbor Master, such measures are necessary in order to provide for the safety of persons or property.

(e) *Suspension of Requirements and Imposition of Emergency Requirements:*

(i) The requirements of the Regulations pertaining to a specific mooring location, area, and/or vessel may be suspended by the Harbor Master if, in the judgment of the Harbor Master, after consultation with the Mooring Committee, such suspension is necessary to provide for the safety of persons or property or if the imposition of the requirements would result in an unreasonable hardship on the person or persons so affected.

(ii) In order to most effectively respond to any emergency as may be caused by a severe storm or other natural or man-made conditions, the Harbor Master, after consultation with the Mooring Committee, is empowered to suspend the requirements of the Regulations and/or impose additional requirements in the interest of the safe and efficient operation of the GHA.

22. Review of Decisions:

(a) Any party aggrieved by a decision pertaining to the application of the Regulations may submit a request in writing to the HMC to review that decision. Such request shall be submitted within 30 days of the date of said decision. The HMC shall review the decision and render a finding on the matter within 60 days of receipt of the aggrieved party's written request. All decisions of the HMC may be subject to further review by the Board of Selectmen at its discretion.

23. Violations:

(a) Any penalties imposed for violations of the Regulations shall be as provided in the Town Code of Ordinances and Connecticut General Statutes.

Regulations for Mooring and Anchoring Vessels
Adopted [, 2016]

**Minimum Recommended Mooring Tackle
Specifications for the Greenwich Harbors Area**

Each permit holder is responsible for providing a mooring adequate for the vessel and its location, and which shall meet or exceed these guidelines. The Town of Greenwich, the Greenwich Harbor

Management Commission and the Greenwich Harbor Master assume no liability for any personal injury or property damage resulting from the use of a mooring in the Greenwich Harbors Area.

Boat Length in Feet	Mushroom Anchor lbs.	Bottom Chain	Top Chain	Pennant (Nylon or Dacron/poly)
Under 16	100	1/2"	3/8"	1/2"
16-19	150	1/2"	3/8"	1/2"
20-24	200	5/8"	1/2"	1/2"
25-29	300	5/8"	1/2"	5/8"
30-35	500	5/8"	1/2"	3/4"
36-40	600	3/4"	5/8"	7/8"
41-49	800	3/4"	5/8"	7/8"
50-60	1,000 +	3/4"	5/8"	1"

- ❖ The scope of the chain should be at least 2.5 times the depth of the water at high tide.
- ❖ The bottom and top chain should be equal in length and connected with a shackle. A swivel should be used at the top.
- ❖ All permanent lines should have adequate chafe guards and be attached to the top chain by thimble or shackle. The use of a second pennant is recommended for heavy weather.
- ❖ It is recommended that all hardware is Domestic and should be proportional to the size of the chain used. All shackles and swivels to be seized with 1. x 17 Stainless Steel Multi-Strand seizing wire.
- ❖ All Mooring Buoys must be White with Blue reflective stripe and marked in legible waterproof markings of at least 1" in height with the name of vessel, name of owner, weight of the mushroom, and the mooring permit number.

Adopted [, 2016]