

**WAITING LIST INFORMATION
ROCK HARBOR WAITING LIST REGULATIONS**

Adopted by the Select Board: February 19, 2014

Revised: February 6, 2023

The laws of supply and demand for boat dockage apply to the facilities at Rock Harbor. Waiting lists have been maintained for the purpose of serving applicants who wish to be considered for dockage in the future. It is established on a first-come first-served basis and is subject to annual renewal. Typically, the renewal notices are mailed in the winter and updates to the waiting list are published in the summer, after the assignments for the year are completed.

The Town maintains a total of 46 slips in three categories as follows:

Inside Slips- for vessels with overall length less than or equal to 22'0", beam less than or equal to 8'0" and draft less than 2'6".

Outside Slips- for vessels of length appropriate to assigned slip greater than 22' but not to exceed 33'6", beam less than or equal to 11'6" and draft less than 4'6".

South Dock Slips-Vessel size requirements vary by slip in the South Docks area, therefore length, beam and draft requirements shall be determined by the harbormaster. Wait list applicants shall confer with the Harbormaster about their vessel needs.

1. Application Requirements

- a. Applicants must be 16 years of age or older to submit an application(s) to be on the waiting list(s).
- b. The application(s) must be signed by the individual listed on the application.
- c. Applicants must submit a completed application form along with current photo Identification, and waitlist fee for review by the Harbormaster. A separate application and fees must be submitted for each list.
- d. Applications must contain detailed information regarding the intended vessel to be used in in the slip in the specific dockage area in Rock Harbor.
- e. Wait list applications for recreational use shall be submitted for the "Inside" or "Outside" waiting list.
- f. South dock waiting list applications are for Commercial Use.
- g. All recreational slips within Rock Harbor shall be issued to Eastham or Orleans tax-payers only, or, year-round resident renters who can provide a lease for a rental property in Eastham or Orleans.
- h. All South Dock commercial slips shall be issued to bona-fide domiciled **residents** of Eastham or Orleans. Residency documentation shall be provided to the Harbormaster annually.
- i. Commercial applications for the South Docks area shall in addition contain documentation for the intended commercial purposes for the vessel.
 - i. 'Commercial use' means that the vessel docked in Rock Harbor is utilized as an integral part of a commercial business, such as shellfishing, fishing, lobstering, public chartering for paying customers, ecology tours for paying customers, sightseeing services for paying customers, transportation for paying customers, mooring services for paying customers, access to shellfish aquaculture grant areas, and the like.

- ii. Applicants for the South Dock commercial area shall be bona-fide domiciled residents of the Town of Eastham or Orleans.
- j. Waiting lists for slips are allocated to an individual, not a vessel. An individual on the waiting list may not transfer their position on the list to another individual.

2. Available Slips

- i. When an individual on the waiting list takes a slip, they must submit all required information and documents in a timely manner. The slip allocated to the individual must be for a vessel owned by the individual and registered to them at their domicile. Individuals accepting a commercial slip at the South Docks shall provide the commercial documentation as detailed in the Rock Harbor Dockage Assignment Regulations.
- ii. When an individual on the waiting list decides to take an available slip and does not own a vessel at the time the slip is offered, they will have only that year's boating season to purchase a vessel, shall still pay the dockage fee and be removed from the waiting list. If the slip is not occupied by the owner's vessel the following year, unutilized slip regulations will apply, and the slip holder will forfeit their slip, and must re-apply to be placed at the bottom of a waiting list(s).
- iii. If a slip becomes available on the South Docks commercial area that does not meet the vessel size requirements for the individual on the waiting list, they may pass on the available slip and retain their status on the waiting list until an appropriately sized slip becomes available, as determined by the Harbormaster. Should an appropriately sized slip become available, the first slip offering, second slip offering and slip deferral regulations shall apply.
- iv. Applicants taking a slip shall adhere to the Rock Harbor Dockage Assignment Regulations, and Dockage Agreement terms and procedures.

3. First Slip Offering

- a. If a slip becomes available, it will be offered to the first individual on that waiting list for that area. The individual may elect to accept the slip, and shall provide the required dockage assignment information, vessel and business documentation (if applicable) within 30 days.

4. One-Time Deferral

- a. If a slip becomes available and is offered to the first individual on that waiting list, the individual may elect to defer taking a slip one time.
- b. The individual on the waiting list must submit their request for a one-time deferral to the Harbormaster's Office in writing no later than fourteen (14) days of the slip being offered.
- c. Exceptions will be made for military personnel deployed on active duty. The individual may defer a slip if offered when they are on active duty and remain in their place on the waiting list. When the individual is then no longer on active duty, they may only defer a slip one time, and regulations 4(a) and 4(b) will apply.

5. Second Slip Offering

- a. If a slip is offered to an individual on the waiting list for a second time, in a subsequent year (boating season), the individual shall either accept the slip and provide the required documentation and slip fee within thirty (30) days, or, they will be removed from the

waiting list and must re-apply by submitting a new completed application, documentation and wait list fee, to be placed at the bottom of the waiting list.

6. Annual Waitlist Renewals

- a. Annual waitlist renewals are generally conducted in the winter months. **Waitlist renewal applications and renewal fee must be submitted by the renewal deadline, otherwise the individual will be removed from the waiting list(s).**
- b. Renewal applicants shall include updated mailing and contact information, as well as updated vessel and business information, as applicable.

7. Violations

- a. Failure to comply with these regulations may result in removal from the waiting list and/or loss of a slip.
- b. The Harbormaster may bring instances of inadequate documentation, delays, and/or the like to the Select Board for review.