

WHITTEMORE IMPROVEMENT ASSOCIATION

MOORING REGULATIONS

I. General Considerations

Whittemore Improvement Association (hereafter referred to as WIA or the Association) controls the congregate mooring field. The Association is responsible for the field placement, mooring balls and chains maintenance and upkeep. The issuance of a Mooring Permit to an individual is extended to that individual as a privilege of membership in the Association, based upon criteria developed by the Mooring Committee, and compliance with all the Mooring rules and regulations herein.

These regulations may be reviewed, revised and updated from time to time by the Mooring Committee. Substantive changes in the regulations, including change of fees, require a majority vote at the WIA Annual Closing meeting provided a quorum is present.

II. Mooring Committee

A. In order to provide for the ongoing oversight of and fair use of the mooring field, the Association shall have a permanent Mooring Committee. The Mooring Committee shall

1. Be comprised of WIA Members (both mooring and non-mooring holders) in good standing,
2. Be appointed by the President of WIA,
3. Shall serve a term of 2 years,
4. Consist of at least 5 members, with the President of WIA serving as Chairman of the Committee
5. Meet at least once a year and as needed to:
 - a. develop, review and revise the regulations, including make recommendations for fees increases,
 - b. grant a mooring permit to individuals based upon criteria set forth in these Regulations,
 - c. adjudicate issues or problems,
 - d. impose sanctions on mooring permit holders for violations of regulations up to and including revocation of mooring privileges
 - e. oversee a Waiting List of individuals who wish to have use of a mooring

B. The Mooring Committee Chairman shall appoint one of the Mooring Committee members to serve as the Mooring Coordinator. The Mooring Coordinator will:

1. Coordinate day-to-day processes related to the physical maintenance of the field
2. Serve as the liaison for the State of New Hampshire for annual and periodic permitting purposes
3. Serve as the contact person for all mooring permit holders with respect to their mooring ball, including verification of required paperwork, position in the field, dates of use, ensure boat size is appropriate to the assigned mooring position, etc.
4. Not make or change any policy or regulation independently, but rather will bring any issues to the Chairman and/or the Mooring Committee.
5. Handle any other responsibilities as delegated by the Chairman and/or Committee
6. Contract with a licensed, insured individual/company to annually
 - a. Inspect all the equipment i.e. floats, chains, swivels
 - b. Install the equipment each spring
 - c. Remove the equipment each fall
7. Maintain adequate paperwork files of all the above activities including the Mooring Waiting List, and produce same for inspection to the Chairman and/or Committee upon request

III. Mooring Permits

A. In order for a WIA member to obtain/maintain a mooring in the congregate field she/he must:

1. Be a WIA member in good standing, having submitted their annual dues, boat registration, decals and proof of insurance to the WIA Treasurer on or before the deadline determined at the annual meeting and subsequently specified in the Annual Newsletter. The Treasurer will then forward the paperwork to the Mooring Coordinator.
2. Submit the following items on or before the deadline specified by the Mooring Coordinator/Committee Chairman
 - a. Annual mooring fee to the WIA Treasurer. All Mooring fees are non-refundable, non-transferable and not pro-rated.
 - b. A copy of the boat's registration and decal, said boat's registration must match the name of the WIA Member. A mooring may not be sublet, loaned, or used by someone other than the member assigned that position by the Mooring Committee.

- c. Evidence of boat liability insurance of at least \$100,000
3. Ensure that their boat does not exceed the size specified for the mooring granted. [See the table below describing maximum boat length and width for each mooring location. Outboards are measured from bow to back of boat not including size of engine; inboards are measured from the bow to the end of the engine cover and/or ski platform whichever is longer. The beam is measured across the boat's widest width.]

B. A mooring permit holder will forfeit their mooring permit for any one of the following reasons:

1. Failure to maintain Good Standing as a member of WIA including the payment of the annual WIA dues as described in Section III, 1. If the WIA Treasurer has not *received the dues on or by the deadline*, the mooring will be revoked. Given the value of a mooring permit, there is NO GRACE PERIOD.
2. Failure to submit the required proof of registration and decal, insurance, and mooring fee on or by March 10th. *If the WIA Treasurer has not received the fee and other required paperwork by the deadline and/or the Mooring Coordinator has not received all the required paperwork* [specified in section III, paragraph 2, subsections a, b, c above] *by the deadline*, the mooring will be revoked. Given the value of a mooring permit, there is NO GRACE PERIOD.
3. Failure to put their boat on the mooring within 2 weeks of the beginning of your assigned rotation. If the boat owner is unable to put a boat on their mooring as described above, they must contact the Mooring Coordinator to explain the circumstances of the delay. At that time, the Mooring Coordinator will, in consultation with the Mooring Committee Chairman, assign the mooring to a temporary user (see Section V. below) until such time as the original mooring permit holder can place their boat on the mooring. If an entire summer goes by without a boat placed on the mooring, the permit will be forfeited. Indeed, anytime a mooring ball will be vacant for more than two weeks, the mooring permit holder must notify the Mooring Coordinator so that the mooring can be offered for temporary use.
4. Violation of any Mooring regulation set forth in this document.
5. Sale of or transfer in ownership of the WIA property upon which the boat owner originally obtained their mooring permit. Mooring permits shall not be inherited or "passed down" to another generation of the family. In fairness to WIA property holders who have been waiting for a mooring permit, "passing down" or adding other family members to the property deed to secure the continuance of the mooring permit will not be permitted.

6. The Mooring Committee will adjudicate all decisions regarding the status of a Mooring Permit Holder. Decisions of the Mooring Committee which result in the revocation of a Mooring permit may be appealed to the WIA membership at the next annual Closing Meeting. Overturning a Mooring Committee decision requires a quorum, and a two thirds vote to overturn.

IV. Mooring Permit Waiting List

A. WIA Members desiring to have a mooring permit may place their names on the "Waiting List."

1. The Mooring Coordinator shall maintain the Waiting List. Individuals must request to have their name added to the list to the Mooring coordinator.
2. The Waiting List shall be made available to any WIA Member asking to see it; copies shall be made available at the Opening and Closing meetings.
3. The Waiting List shall have the name of the individual desiring a mooring permit as well as the date of their original request. If an individual fails to maintain their membership in WIA, their name shall be deleted from the list. Upon reinstatement of their membership and notification of their desire to be returned to the waiting list, the member's name will be added to the list as of that date e.g. the bottom of the list. This occurrence will be noted on the list.
4. No one may have their boat on a mooring and their name on the wait list simultaneously.

V. Temporary Moorings

A. Members on the Waiting List may wish to provide the Mooring Coordinator with the same paperwork required of mooring permit holders [section III. A. 2. a, b, c] so that, in the event a temporary mooring becomes available, they will be notified and able to place their boat on the mooring with little delay.

1. The Mooring Coordinator will note the exact date of receipt of the required paperwork by postmark on the mailed envelop and this will establish the order in which the temporary mooring will be offered.
2. Upon selection as a Temporary Mooring Permit holder, the individual must submit a Temporary mooring fee to the WIA Treasurer in the amount to be determined by the Committee. This is a one-time fee; it may be used for more than one temporary mooring of the same owner in a single summer and is non-refundable and not prorated

3. By accepting the use of a mooring on a temporary basis, the user agrees to remove their boat from that mooring on the date specified by the Mooring Coordinator. Failure to remove the boat by that date will result in the Temporary user being moved to the bottom of the Mooring Waiting List.
4. Assignment of a temporary mooring does not change the position of anyone on the Waiting List. For example, if the Waiting list has four individuals at the top who either do not own a boat, or have not submitted paperwork, or own a boat too big for a temporary mooring position, this will not adversely affect their position on the Waiting List. Likewise, when an individual lower down on the Waiting List does own a boat, has submitted their paperwork and whose boat will fit on the available temporary mooring, then that individual will “jump over” those on the Waiting List ahead of them, with no adverse consequences to any party.

VI. Boats

A. The type and size of boat allowed in the congregate mooring field is as follows:

1. Power or sail boats between 14’ to 20’ in length are allowed provided they are within the size limits noted in the table below. Unpowered boats including but not limited to inflatable rafts, canoes, kayaks, paddleboards, are not permitted.

2. Mooring Field Diagram

| Water | | |
|--------------|------------|--------------|
| 20’ x 8’6” | 19’ x 8’6” | 20’ x 8’6” |
| 18’6” x 8’6” | 18’6” x 8’ | 18’6” x 8’6” |
| 17’6” x 8’ | 17’6” x 8’ | 17’6” x 8’ |
| 16’6” x 8’ | 16’6” x 8’ | 16’6” x 8’ |
| Beach | | |

VII. Fees and Mooring Account

A. The fees for a Mooring Permit are determined annually by the Mooring Committee and any changes are approved at the next Closing Meeting by a simple majority vote of the membership.

Fees are as follows:

The annual fee for a mooring holder is \$400. This amount is used to cover the costs of the rental of WIA's mooring equipment, the annual inspection, installation and removal of the equipment, the mooring fee paid to the state for the congregate field, other incidentals, and liability insurance costs. The fee is non-refundable, non-prorated, and non- transferrable.

B. Mooring Account

1. A separate fund of money shall be kept by the WIA Treasurer designated as the Mooring Account. The fees described above shall be kept in this account for the purposes stated above.
2. A portion of money from the Mooring Account may be transferred to the WIA General Account to be used for expenses related to boating activity including but not limited to repair of docks, liability insurance costs, end of season repairs, etc. The transfer of these funds shall be made at the discretion of the WIA Executive Committee.
3. A reserve fund of money shall be kept in the Mooring Account to cover unforeseen, unbudgeted expenses.
4. Books and records of the Mooring (and other) Account shall be maintained by the Treasurer, reviewed annually by the Executive Committee. Signatories on these accounts are the Treasurer and the President.

VIII. Mooring Rotation

A. Effective immediately upon the passage of these 2022 mooring regulations changes, all current mooring holders will relinquish their moorings. Mooring permits will be awarded at or around the Closing Meeting as follows:

1. The first 12 individuals on the Mooring Wait list will be granted ½ a season the following year. They will be assigned a mooring in the order they are on the Waiting List that best matches their boat size by the Mooring Committee. They will have the choice of the "first half" or the "second half" of the season.
2. The next 12 individuals on the Mooring Wait list will have use of a mooring for the other half of the season, effectively "sharing" a mooring with an individual described in section VIII. A. 1. above. These individuals will be assigned a

mooring in the order they are on the Waiting List which best fits their boat as determined by the Mooring Committee

3. The first half of the season will extend from the day the moorings are placed in the lake (generally around the 3rd week of May) until July 31st. The second half of the season will extend from August 1st until the moorings are removed from the lake (generally around September 30th).

4. These 24 individuals (from sections VIII. A. 1. And 2. above will have the use of the moorings for two years. At the start of the second year, they will “switch” such that those who had a first half of the season, will have the second half in the second season, and vice versa. At the end of the second year, they will relinquish the mooring and the rotation will start again with the next 24 people on the wait list.

5. Individuals who have relinquished a mooring may elect to have their names added onto the Mooring Wait list in the same order they were originally listed.

6. An individual on the Mooring Wait list can opt to not take a mooring when offered one for any reason, without penalty (e.g. being moved to the bottom of the list).

7. The initial 12 individuals who are relinquishing their moorings upon the implementation of this rotation will be allowed back onto the Mooring Wait list in the reverse order of their initial receipt of a mooring. In other words, those who received a mooring in 1990 will be added to the Mooring Wait list at the bottom, and the individual who received their mooring in 2015 will be the first.

Regulations rewritten July 2015. Mooring Regulations revised in 2022.