

## TOWN OF FALMOUTH, MAINE

### AN ORDINANCE REGARDING MOORING ASSIGNMENTS

Be it ordained by the Town Council of the Town of Falmouth, Maine, in Town Council assembled, as follows:

Section 1. That Section 9-94(h) of the Falmouth Code of Ordinances is hereby amended to read as follows:

(h) Mooring assignment: All persons who received and used a mooring assignment in the previous year, and whose mooring application was received in a complete and timely fashion, will receive a mooring assignment for the current year before July 1 of that year. Additionally, the harbormaster shall, before July 1, 2010, issue mooring assignments to not more than thirty (30) persons who are on the waiting list established under section 9-94(i). Each year thereafter, the harbormaster may issue mooring assignments to persons on the waiting list taking into account the number of mooring assignments not renewed from the previous year up to a maximum of thirty (30) new moorings. All assignments from the waiting list shall use the priorities set forth in section 9-94(i). The harbormaster and the harbor/waterfront committee will endeavor to maintain a balance of not less than ten (10) percent non-resident mooring assignments. At all times the following priority order shall be maintained:

- (1) Resident fisherman;
- (2) Resident/recreational;
- (3) Commercial passenger boat;
- (4) Resident commercial marine enterprise;
- (5) Resident: additional mooring;
- (6) Non-resident recreational;
- (7) Rental moorings;
- (8) Non-resident fisherman;
- (9) Non-resident commercial marine enterprise;
- (10) Non-resident; additional mooring.

Sec. 2. This Ordinance repeals any moratorium on the issuance of mooring assignments that may be in effect on the effective date hereof.