

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Morrissey, Michael (SEN)

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to mooring permits assigned to entities for rental or leasing purposes.

PETITION OF:

NAME:

Morrissey, Michael (SEN)

DISTRICT/ADDRESS:

Norfolk and Plymouth

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S02075 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO MOORING PERMITS ASSIGNED TO ENTITIES FOR RENTAL OR
LEASING PURPOSES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority
of the same, as follows:*

1 SECTION 1. Section 10A of Chapter 91 of the General Laws, as appearing in the 2004 Official
2 Edition, is amended, after the 2nd paragraph, by inserting the following new paragraph:-
3 The harbormaster may issue mooring permits to any individual or entity, including to public or private
4 facilities, and to for-profit or non-profit entities for rental or leasing purposes on an annual basis. Any
5 individual or entity which leases or rents permitted moorings shall annually provide the harbormaster
6 with a list of vessels moored on the permitted mooring. Mooring permits assigned to entities which lease
7 or rent moorings shall be renewed annually absent demonstration of cause pursuant to a due
8 process hearing. Mooring permit holders which lease or rent permitted moorings shall also be responsible
9 for fair and equitable assignment of any vacant moorings. Methods of fair and equitable assignment
10 for all moorings may include but are not limited to one or more of the following: (1) date of application;
11 (2) physical characteristics of the vessel; (3) purpose of the vessel; and (4) renewal or issuance of a

- 12 mooring assignment to individual members, patrons, or customers, including but not limited to members,
- 13 patrons and customers of a for profit or non-profit facility.