

**Town of Wayne
Mooring Ordinance**

SECTION I. PURPOSE.

The purpose of this Ordinance is to regulate the placement of moorings on lakes and ponds in Wayne. Pursuant to Title 38 M.R.S. sec. 7 the Town is entitled to enact ordinances to regulate the placement of moorings and other activities in its lakes and ponds and this Ordinance is pursuant to this statute. By doing so the Town expressly declines to adopt any other provisions of Title 38 M.R.S. secs. 1-6.

SECTION II. MOORINGS

All moorings shall be placed in a way that does not impede passage of other boats. In areas where there are multiple moorings all moorings shall be placed a reasonable distance apart such that other boats can pass, allowing for a 20' navigable channel, and a reasonable distance apart so as not to come into contact with other moored boats.

SECTION III. ENFORCEMENT

The Selectboard may appoint a representative to be responsible for enforcing this Ordinance through the administration of a ticket system. Violations of the Ordinance shall incur a fine of \$25 for a first offense, \$50 for a second offense, and \$100 for a third offense and each offense thereafter. Appearances in court may be waived by payment within 10 days to the Wayne Treasurer.

SECTION IV. AMENDMENTS

This Ordinance may be amended by the Selectboard at any properly noticed meeting.

SECTION V. EFFECTIVE DATE

This Ordinance shall take effect upon its passage.

SECTION VI. EFFECTIVE END

This Ordinance shall be in effect up to and including the date of the 2021 Town of Wayne Town Meeting where a vote will be held to determine the continuation of this Ordinance. If the 2021 Town Meeting does not vote to continue this Ordinance, the Ordinance shall be repealed.

Adopted by the Selectboard of the Town of Wayne, Maine this 19th day of January, 2020.

Note: On December 14, 2021, the Office of the Attorney General expressed its opinion that State rule controls the placement of moorings, The Town of Wayne makes no representations as to the validity of this opinion or any legal opinions concerning whether State rule or this Ordinance takes precedence over which rule or Ordinance controls the placement of moorings.