Hello!
Attached is a resolution passed by the Middletown Town Council on Tuesday, February 17, 2015. The Middletown Town Council respectfully requests your support.

Have a nice day!

Karin

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TOWN OF MIDDLETOWN

RESOLUTION OF THE COUNCIL

No.________

WHEREAS: The Town Council of the Town of Middletown has been notified that H-5257 has been introduced proposing legislation entitled “Relating to Waters and Navigation – Harbors and Harbor Lines”, and

WHEREAS: House Bill H-5257 would prevent a municipality from regulating moorings and the collection of annual mooring fees, and

WHEREAS: House Bill H-5257 establishes an order of priority for persons applying for moorings, and would create a fee schedule for moorings to be collected by the State, and

WHEREAS: The Town of Middletown would still be responsible for placement and maintenance of the town moorings, and

WHEREAS: This bill would potentially have a negative fiscal impact on the Town of Middletown causing a reduction in income, which would result in a negative impact on the town budget forcing taxpayers to carry the burden.

NOW, THEREFORE BE IT

RESOLVED: The Town Council of the Town of Middletown respectfully requests the General Assembly oppose House Bill H-5257, along with any Senate version, which may be introduced “Relating to Waters and Navigation – Harbors and Harbor Lines”.

BE IT FURTHER RESOLVED:

That a copy of this resolution be forwarded to the State Senator and Representatives of Middletown and to all cities and towns in Rhode Island requesting support in opposition to the proposed legislation.

February 17, 2015

READ AND PASSED IN COUNCIL

\[Signature\]

Wendy J.W. Marshall, CMC
Town Clerk
2015 -- H 5257

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

A N A C T

RELATING TO WATERS AND NAVIGATION - HARBORS AND HARBOR LINES

Introduced By: Representatives Slater, and Trillo

Date Introduced: January 29, 2015

Referred To: House Municipal Government

It is enacted by the General Assembly as follows:

SECTION 1. Chapter 46-4 of the General Laws entitled "Harbors and Harbor Lines" is hereby amended by adding thereto the following sections:

46-4-9. Regulation of moorings. -- (a) In the granting of mooring space, priority shall be granted to persons applying for mooring space within any municipality as follows:

(1) First priority shall be granted to residents of the municipality which has jurisdiction over the mooring;

(2) Second priority shall be granted to residents of the state who are not residents of the municipality which has jurisdiction over the mooring;

(3) Third priority shall be granted to the owners of the various marinas or yacht clubs which are located within the jurisdiction of the mooring; and

(4) Fourth priority shall be granted to out-of-state residents.

46-4-10. Annual mooring fee schedule. -- (a) The following fee schedule shall apply to all moorings under the jurisdiction of Rhode Island municipalities:

(1) Mooring for vessels from zero to five hundred pounds (500 lbs.) shall be one hundred fifty dollars ($150) per mooring;

(2) Mooring for vessels from five hundred pounds (500 lbs.) to one thousand pounds (1,000 lbs.) shall be two hundred fifty dollars ($250) per mooring; and

(3) Mooring for all vessels over one thousand pounds (1,000 lbs.) shall be five hundred dollars ($500) per mooring.
(b) All fees collected pursuant to this section shall be allocated to the department of environmental management for the sole use of maintaining all harbors' access and safety. No portion of any fee paid pursuant to this chapter shall be used for any purpose other than maintenance of the harbor and service to the users of the moorings.

(c) Any municipality that violates the provisions of this section shall be guilty of a civil violation to be administered by the department of environmental management, and subject to a fine not to exceed one hundred dollars ($100) for a first violation, and up to two hundred fifty dollars ($250) for any subsequent violation.

SECTION 2. This act shall take effect upon passage.
EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO WATERS AND NAVIGATION - HARBORS AND HARBOR LINES

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1 This act would establish an order of priority for persons applying for moorings, and
2 would create a fee schedule for moorings.
3 This act would take effect upon passage.

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