



RULES, REGULATIONS AND GENERAL INFORMATION MARINA 2020 SEASON

All vessels and slip permit holders must comply with the rules and regulations set forth herein, and abide by all Federal and New York State pleasure craft navigation laws, boating rules and regulations, and all health and sanitary laws and regulations governing waterways. *****This includes Current Registration of all vessels and compliance with Boat Safety Certificate requirements*****

1. Permittees are subject to the policies and normal operating rules, regulations of the New York State Office of Parks, Recreation and Historic Preservation as contained in the *Official Compilation of Codes, Rules and Regulations of the State of New York*. Ask a park representative where a copy of the Rules and Regulations can be found. An unofficial copy can be found online at www.parks.ny.gov/inside-our-agency/documents. Should violations of these rules occur, and should they not be corrected upon direction from an employee, officer or agent of the Agency, such employee, officer or agent is empowered to immediately cancel a permit and take such remedial and/or legal action as may be provided for by law.
2. Permittees shall defend, indemnify and hold harmless the People of the State of New York, the Executive Department, the New York State Office of Parks, Recreation, and Historic Preservation and their commissioners, officers, agents and employees from and against damages for injury to or death of persons and damage to or destruction of property of State Parks or others occurring during Permittee's use of said premises and caused by acts, omissions, neglect or misconduct of Permittee or any of its employees, agents, contractors, licensees or guests in the conduct of Permittee's operations under this permit. The Permittee assumes all risk of loss of the Permittee's property or that of its agents, employees, contractors and guests. Permittee's liability is not limited to the insurance coverage provided.
3. OPRHP may reject a permit application for any of the following:
 - (a) another activity or use has been previously scheduled for the same time at the facility or area requested;
 - (b) the proposed activity or use is not compatible with the recreational, environmental or historic character of the facility or area requested;
 - (c) the office can reasonably anticipate that the proposed activity or use cannot be accommodated with safety for all park patrons or may result in damage to park or facility resources;
 - (d) the proposed activity or use cannot be accommodated without requiring the office to spend additional funds to provide for operational, supervisory, maintenance or law enforcement personnel, equipment or services;
 - (e) the proposed activity or use will cause undue interference with the activities of other park patrons; or
 - (f) a material condition of the permit has not been met by the applicant.
4. Only vessels in good condition, under their own power, and size appropriate for the dock structures in the marina shall be accepted for moorage. A condition of, or aboard any vessel, which in the opinion of OPRHP constitutes a hazard, or a danger to public safety, or an unreasonable impediment to facility operations must be corrected immediately upon notification to the permit holder or operator by OPRHP, or removed from the marina at the owner's expense. Painting, scraping or extensive repairs within the marina may only be conducted with written permission from OPRHP. All outside contractors and vendors must obtain permission to work on any boat.
5. Permittees are responsible for properly docking and mooring their own vessel to prevent damage to it or to other boats or persons. Vessels are to be tied directly to the cleats on the docks; they may not be tied to the dock posts. Permittees with improperly tied vessels causing damage to the dock or other property may be subject to permit revocation and may be billed for such damage. OPRHP reserves the right without liability to retie a vessel, which may include boarding the vessel, if necessary to protect health and safety or prevent damage within the marina.
6. All slip permit holders are required to provide an alternate communication method (text, email, etc.) which can receive notices of potential storm/high water conditions. OPRHP will notify slip holders via this method when the USGS Cattaraugus Creek gauge in Gowanda reaches "Warning Stage". OPRHP will attempt to provide general preparation and damage mitigation measures if possible and practical, but accepts no responsibility for the safety and care of berthed vessels. The sole responsibility for boat preparation and protection rests with the vessel owner.
7. The marina area is a "No Wake Zone"; Maximum speed limit is 5 mph.
8. Gas may not be transferred from containers into boats while docked in the marina. Only direct hookup tanks may be transported on docks.

9. Modification of any facility utility equipment or infrastructure; including electrical service or components, or potable water or wastewater service and components is prohibited.
10. Docks and gangways are to remain accessible and passable at all times in case of emergency. Vessels with bows that would overhang the dock and impede safe passage for dock users are required to dock stern in.
11. Garbage, refuse, oil, sludge, or waste material of any kind shall not be thrown, deposited, or permitted to fall into the water or on the docks or shore area of the marina. Garbage and refuse matter must be deposited in the receptacles provided for this purpose.
12. No head (toilet) shall be dumped except in a designated on-shore dumping station.
13. Placement of a gangplank, rubbing pile, rug or carpet, mooring device, telephone, locker, or any similar article or equipment may only be conducted with written permission from OPRHP. Grills may not be utilized on the docks. All approved articles or equipment must be removed by the permittee at the close of the current boating season, or sooner as may be directed of OPRHP. Any articles or equipment not removed at the close of the season, or sooner as directed by OPRHP, will be removed by OPRHP at the owner's expense.
14. For safety, no assistive hardware or devices including any nails, screws, hooks, etc. may placed into/onto docking poles. Any assistive hardware or devices will be removed by OPRHP at the owner's expense.
15. Pets must be on a maximum 6 foot leash at all times and cannot be left unattended. Owners must be able to show certificate proof of current rabies inoculation for pets. Pet waste must be immediately cleaned up and deposited in an appropriate waste container. Any person who has a persistently noisy or dangerous animal will be required to remove the animal from the facility.
16. Quiet hours are from 10p.m. to 7a.m. Permittees and their guests shall use discretion at all times in operating engines, generators, radios, televisions, etc. so as not to create an undue disturbance.
17. Swimming, bathing, diving and fishing in the marina is strictly prohibited.
18. Each seasonal boat slip permittee is issued two (2) vehicle use passes which allow free entry into Park. Each overnight transient slip permittee is issued (1) one pass. Per OPRHP regulations, pass holders will be required to sign in upon entering the park. Possession of the pass is required for free entry; if the person entering the park in not in possession of the pass, the daily vehicle use fee will be charged. Any additional guest vehicles traveling to the marina will be charged the daily vehicle use fee. Daily transients are not entitled to a pass.
19. Parking is permitted only in designated areas. Parking single cars in boat trailer spaces is prohibited and may result in the offending vehicle being towed at the owner's expense.
20. Boat trailers, automobiles or trucks are not to be stored in the Park except by permit. Off-season storage of boats or equipment is not available.
21. Campers, camping trailers and/or camping tents are not permitted over-night (10:00 pm-7:00 am) in the marina or on park property.
22. Permittees are prohibited from exchanging assigned boat slips without prior approval from OPRHP. Dock slips are not to be subleased, lent, or borrowed for any period of time by any seasonal slip permit holder. Only the vessel registered with OPRHP on the permit may use the slip. A variance to voluntarily, temporarily give up your slip for transient use by another specific boat may be applied for; no refunds will be approved for this and all transient fees will apply to the transient user.
23. All vessels docked in the marina slip shall maintain current registration on file with the park office.
24. Any sale, purchase or exchange of vessels occupying permanent mooring space must be immediately reported to the Park Manager. "For Sale" signs may not be placed on boats, adjoining piles or docks.
25. A "Commercial Activity Permit" is required to conduct any commercial enterprise or business from OPRHP property.
26. OPRHP is not responsible for lost or stolen property. Boaters are advised not to store valuables onboard unattended.
27. Docking vessels in the marina prior to the opening date or past the closing date of the marina docking season is prohibited. Any vessels not removed by the last day of the season or in before the first day of the season without express written permission from the Park Manager will be charged the daily transient fee and will not be considered for a seasonal slip the following year.