

# APPLICATION FOR A RIPARIAN MOORING TOWN OF KITTERY, MAINE

---

---

DATE: \_\_\_\_\_  
D/M/Y

NAME: \_\_\_\_\_  
First/MI/Last

## **LOCATION:**

MAP # \_\_\_\_\_ LOT # \_\_\_\_\_

STREET \_\_\_\_\_ NUMBER \_\_\_\_\_

WATER FRONTAGE (in feet) \_\_\_\_\_

## **DATE RECEIVED:**

APPROVED/DECLINED \_\_\_\_\_ DATE \_\_\_\_\_  
MOORING SITE NUMBER ISSUED \_\_\_\_\_

## **BOAT:**

MAKE \_\_\_\_\_ LENGTH \_\_\_\_\_ HP \_\_\_\_\_  
REGISTRATION \_\_\_\_\_

- **NOTE: You must own a boat before you can obtain a riparian mooring.**
- **Also, require 20,000 sq. ft. minimum lot size, except people owning shore rights prior to January 1, 1987 are only required to have 100 ft. minimum shore frontage requirement established by State law.**

Kittery Port Authority regulations on back of application.

(From Kittery Port Authority Regulations)

O. Riparian Rights Mooring Sites:

The Town of Kittery Port Authority may permit and assign mooring sites to waterfront property owners demonstrating and claiming such right under the requirements of Title 38, M.R.S.A., Section 3, (Mooring Sites) under the following conditions:

1. Legal interest – the applicant must show legal interest in the property and, in the case of joint ownership of property, that he or she has legal authority to act for all owners, before the application is accepted by the Port Authority.
2. Location – a riparian mooring site shall be located only in waters immediately in front of the inter-tidal land associated with the property as defined in the Kittery Land Use and Development Code.
3. Use – a Riparian mooring site shall be used solely by the owner of the property for personal use. Such mooring site cannot be used by a third party, either temporarily or permanently, except under the Temporary Mooring Site Use Program.
4. Practicality – a Riparian mooring site may only be assigned if the proposed location of said mooring site has been determined by the Port Authority to be practicable and safe and not impede free navigation or infringe on the rights of others.
5. Number of moorings – only one Riparian mooring site per qualifying waterfront lot may be granted, regardless of the amount of shorefront in excess of the 100 foot minimum requirement established by state law.
6. Exceptions
  - a. An exception to the mooring site location may be granted by the Port Authority if the waterfront property is adjacent to an established mooring field or area and an additional mooring site would result in an unsafe condition. In such cases, the Port Authority may either re-assign existing mooring site locations, or, at its discretion, assign the riparian right mooring site to another location. The simple unsuitability of the property location for mooring a particular type of boat does not justify this exception.
  - b. For the purpose of these regulations, in the case where a property owner's existing mooring fronts his or her qualifying waterfront lot, it is to be considered that property owners riparian site for as long as he or she owns the property.