

**ARTICLE 22:** – (Town Clerk) – Amend Chapter 203 - Lakes and Ponds – **Approved by majority vote** to amend Chapter 203 - Lakes and Ponds by deleting the strikethrough and adding the underlined,

§203-2. Age limits for operation of motorboat.

**A.** No one under 10 years of age may operate a powerboat. No one under 12 years of age shall operate a motorboat, as defined at General Laws Chapter 90, §1, unless accompanied on-board and directly supervised by a competent person 18 years of age or older. “Motorboat” shall not include a “personal watercraft,” which are subject to all state regulations at 323 CMR 4.00.

**B.** Ages 10 to 13 years may operate a powerboat with an accompanying adult. No person from ages 12 to 16 shall operate a motorboat, unless either (1) accompanied on-board and directly supervised by a competent person 18 years of age or older, or (2) they have satisfactorily completed a training course in boating safety sponsored by the Massachusetts Division of Law Enforcement, the U.S. Coast Guard Auxiliary, or any other safety course approved by the Director of the Division of Law Enforcement. The safety certificate issued by such training course shall be in the possession of such person while operating a motorboat.

**C.** Ages 14 to 15 years may operate a powerboat with a Coast Guard certificate

~~or an accompanying adult.~~

C. Age 16 and up may operate a motorboat in compliance with state regulations at 323 CMR 2.00 and other applicable laws and regulations.

~~D. Age 16 and up may operate a powerboat with no other requirement.~~

D. Personal watercraft shall not be operated, (1) by any person under the age of 16, (2) by persons 16 or 17 years of age unless such person has completed a state approved boating safety education course and has such safety certification in possession at the time of operation, (3) unless the operator is 18 years of age or older.

E. Personal Watercraft shall be operated in compliance with 323 CMR 2.00, 323 CMR 4.00 and all other applicable laws and regulations.

### **§ 203-3. Speed limits.**

~~A. When operating a powerboat within 50 feet of shore minimum throttle setting (idle speed) is to be used.~~

Motorboats and personal watercraft are prohibited from operating from any shoreline being used as a swimming area out to a distance of 150 feet.

~~B. When operating a powerboat motorboat or personal watercraft from within 50 feet (to shore) of shore not used as a swimming area; to 100 feet (to shore) speed shall be limited to 15 miles per hour within 150 feet of a swimmer; 150 feet offshore to within 300 feet of a shoreline being used as a swimming area; or within 150 feet of a marina or boat launch, minimum throttle setting (idle speed or headway speed, not to exceed six miles per hour) must be used.~~

~~C. When operating a powerboat in excess of 100 feet (to shore) speed shall be limited to 40 miles per hour. No vessel shall be operated at a speed greater than 45 miles per hour.~~

Selectman Johnson stated that the Board of Selectmen defer Article 23 to the Petitioner, Paul Filo.

Paul Filo stated that he would like to pass over this article for further information. Motion was made and seconded.

The Moderator stated that this article contradicts the tax law, in chapter 59.