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These Rules and Regulations have been developed to benefit all Wharf Marina slip owners. The rules ensure that each slip owner can enjoy their slip without danger from unsafe or unseaworthy boats, and appearance guidelines set minimum aesthetic standards that maintain the value of each member’s slip and enhance their enjoyment of the boating lifestyle.

Your Board of Directors will interpret these rules to benefit all slip owners and in accordance with the Association’s governing documents. These governing documents are: deed restrictions called the Declaration of Covenants, Conditions and Restrictions (DCCRs) which were adopted, “for the purpose of enhancing and protecting the value, desirability, and attractiveness of the property”; The Articles of Incorporation which was organized to, “act as agent for the civic and social benefit and betterment of the residents and property owners; and the By-Laws adopted by the Corporation to further these purposes.

If you have questions, concerns or suggestions regarding these Rules and Regulations, please use the Contact Us tab on the website to let us know or attend the monthly Board of Directors meetings. Information on attending these meetings is on the website calendar (News Tab) and in the member only section (Members Only Tab). All owners are welcome at these meetings and there is an open forum for owners to ask questions and make suggestions.

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Section I – Marina General

Paragraph A - Administration

1. **The Wharf Marina requires that all boats be inspected prior to entering the marina and reserves the right to fail a boat based on Aesthetics. Violation of this rule will result in fines of \$150 to \$1,500 per month per violation.** (Non-motorized vessels under 14' in length are exempt)
2. All boat owners must maintain liability insurance for their boat(s) in the amounts of \$300,000 general liability and \$ 5,000 medical payment liability while their boat is berthed in the marina. Slip owners are responsible for assuring that this provision is met by emailing proof of insurance to wsma.mgr@gmail.com. All policies of liability insurance shall include "The Wharf at Clear Lake Slip Maintenance Association, Inc." as an additional named insured. Failure to maintain the required insurance is grounds for removal of a boat from the marina and assessment of a fine of \$10.00 per day for each day of the violation of this Regulation.
3. The Wharf at Clear Lake Slip Maintenance Association, Inc. (WSMA) is not responsible for any losses or damage to boats in the Wharf at Clear Lake Marina (The Wharf Marina). Each owner is responsible for any damage, which he and/or his boat may cause to other boats, docks or finger piers in the Marina.
4. Requests for variances to any rule must be submitted in writing to the Designated Marina Manager and be approved by the WSMA Board of Directors.
5. Only boat owners, tenants and their and guests are allowed on The Wharf Marina docks.
6. Damage or defacement of docks and finger piers by boat owners, guests, or owners' employees shall be repaired at owner expense. Nothing may be attached to or mounted on a dock, finger pier or piling without the approval of the Designated Marina Manager.
7. Chains with reflectors and "No Trespassing" signs may be installed across vacant slips to prevent docking by unauthorized boats.
8. Prior to receiving new electrical service slip owners must comply with the Wharf Marina Vessel Inspection Requirements, furnish a current Certificate of Liability Insurance, and pass the vessel inspection.
9. All vessels operating in the water surrounding The Wharf Marina are subject to the provisions of the U.S.C.G. Inland Navigation rules.
10. Electric bills, maintenance fees, and any other expenses will be charged to the slip owner. It is the slip owner's responsibility to ensure that this and all pertinent information is provided to a renter prior to leasing.
11. Slip Owners, tenants and guests are prohibited from performing any activity that the Board of Directors determines significantly increases the use of common electricity, city water, sewer or other utilities in the marina. This rule specifically prohibits the use of city water for cooling air conditioners. Slip owners found to be violating this rule will be fined and billed for the estimated cost of the excess utilities.

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12. It is the responsibility of the slip owner to provide the Designated Marina Manager with the slip owner's (and tenant's if the slip is being rented) physical address, email address and cell phone number, and provide updates when any information changes. This is particularly important as impending weather conditions or adjoining vessels can create conditions, which may require immediate action by a boat owner.
13. All storage and parking is at sole risk of the owner. The boat trailer lot is administered by the Designated Marina Manager and all tenants of the boat trailer lot are required to abide by the rules applicable to that facility. Vehicles and boat trailers in violation of those rules are subject to towing.
14. Electric meter buildings in The Wharf Marina are off limits to unauthorized persons, and are not to be used for storage. Tampering with the meters is not allowed under any circumstances.
15. The WSMA may rescind the right to use all common facilities and services for failure to pay assessments, fines and other amounts owed the association in a timely fashion.
16. In order to preserve the residential character of the marina no business, trade or profession of any type whatsoever may be conducted, or allowed or authorized in any way to be conducted, directly or indirectly, in, on, or about any slip, common area or common facilities, without the prior written consent of the Association.
17. Any vessel that is removed from the marina by an eviction process or legal action will require written approval from the Board of Directors to reenter the marina and may be permanently barred from returning to the marina at the discretion of the Board of Directors.
18. Should the WSMA incur attorney's fees and/or court costs for the enforcement of these rules or any other agreement with the slip owner, the WSMA shall be entitled to recover reasonable attorney's fees and costs from the slip owner.
19. The venue for litigation shall be League City - Galveston County, Texas

Paragraph B - Operations

1. The following must be completed, submitted to the Designated Marina Manager and approved prior to entering the marina. This may also apply to any boat that is moving from one slip to another or whose ownership or slip ownership has changed if the boat's appearance or condition does not appear (as determined by the Board of Directors) to meet marina requirements:

All boats must be inspected and approved prior to entering the marina or be subject to fines of \$150 to \$1,500 per month.

- a A signed Wharf Marina Vessel Inspection Request form.
- b A signed copy of the Marina Rules and Regulations
- c A current Liability Insurance Certificate
- d A current Certificate of Documentation or current State Registration Certificate.

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- e Proof of ownership of the boat to include a title, US Coast Guard Documentation or acceptable proof of ownership.
 - f Picture of the boat.
2. All Slip owners leasing or allowing others to use their slip must provide the following in addition to the items listed in Operations #1 above. These must be submitted to and approved by the Designated Marina Manager prior to entering the marina:
 - a. A copy of a written lease signed by the Owner and the Tenant which expressly states that the Tenant is subject to all the terms of the By-Laws, DCCRs and these Rules and Regulations.
 - b. A copy of the Marina Rules and Regulations signed by the Slip Owner and the Tenant / slip holder.
 3. As part of determining the seaworthiness of a boat the inspection process will include:
 - a. Power boats must be able to leave the slip and marina and perform turns in both directions and return back to the slip.
 - b. Sailboats must also demonstrate use of the rigging.
 4. In accordance with the DCCRs the WSMA may inspect or reinspect a boat after the initial inspection to determine its continued seaworthiness if the boat's appearance or condition does not appear (as determined by the Board of Directors) to meet marina requirements. The inspections will be conducted Monday thru Saturday from 8:00 AM – 5:00 PM after a 15 day written notice. Failure to allow for such an inspection will constitute an immediate voluntary eviction of the vessel from the marina.

Any deficiencies noted in the inspection must be remedied within 30 days of receiving written notification of the deficiencies or the boat must be removed from the marina until the deficiencies are corrected and the boat is reinspected.
 5. The Board of Directors reserves the right to reject any vessel based on the DCCR's, the Marina By-Laws and the Rules and Regulations in affect at the time of the inspection.
 6. No tenant may sub-let any Slip that is a part of this Association nor may any tenant lease his vessel or any rented or leased vessel while berthed within the marina.
 7. Only pleasure craft in sound, seaworthy condition will be admitted to The Wharf Marina. To maintain these standards, vessel owners and tenants, understand that all vessels are subject to inspection, if requested, by the WSMA board or the Designated Marina Manager. Vessels are expected to be of sound mechanical condition and maintain a clean, orderly appearance.
 8. Flexible covers, awnings, shades, etc. used on vessels must be constructed of durable materials intended for permanent outdoor use. Covers, awnings shades, etc. must be kept clean and free of holes or other defects. Covers, awnings, shades, etc. that cannot be cleaned to a level acceptable to the Designated Marina Manager must be removed. The use of materials such as Visqueen, polyethylene or other materials not intended for permanent outdoor use is allowed for 30 days.

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9. All boats moored in any slip must have the written consent of the slip owner and the Association.
10. Any boat that sinks in its slip or anywhere else in the marina shall be removed by the slip owner within seventy-two (72) hours. For purposes of this document sinking is defined as:
 - a. Has taken on water and is on the bottom.
 - b. Has taken on water and is suspended from the dock lines.
 - c. Is taking on water at a rate that requires immediate human intervention to keep it from sinking further and or requires immediate human intervention (pumping out) to raise the boat back up to an acceptable level.

Final determination as to whether a boat has sunk will be up to the sole discretion of the Board of Directors. The WSMA reserves the right to protect itself from any environmental damage, which could result in subsequent legal actions by environmental authorities.
11. Boats shall be used solely for pleasure and not for any commercial undertaking while in The Wharf Marina.
12. No contractors will be permitted to work on Sundays or holidays in The Wharf Marina. Contractors are required to carry liability insurance to be able to work in the marina on boats or docks.
13. No owner shall use any slip or any part thereof for any purpose other than as a berth for a boat. The use of a boat berthed in a Non/Live-Aboard slip as a residence for the owner, his family guests and/or tenants is strictly prohibited. This provision shall not be construed to prohibit the limited use of a boat berthed in a Non-Live-Aboard slip for over-night occupancy for periods not to exceed two (2) days or forty-eight (48) hours in any two week period or four (4) days or ninety-six (96) hours in any month. Such use is non-cumulative.
14. Slips are to be used for berthing of a vessel only. The term "Vessel" precludes, barges, or any boat designed for commercial performance and/or use. Example: work barges, shrimp boats, etc. The Board of Directors has determined that pontoon boats that are professionally built to ABYC standards may be berthed in The Wharf Marina subject to passing an inspection and meeting the other marina requirements specified in paragraph B, Operations.
15. The Marina reserves the right to require background checks and or credit checks on any renter and to deny a renter based on the results as the Board of Directors see fit.

Paragraph C - Courtesy

1. Boat owners are responsible for the conduct of any guest on owner's boat or anywhere in The Wharf Marina and shall require that guest's behavior be decorous and in compliance with all local, state and federal laws and WSMA regulations. Intoxication and possession of drugs within The Wharf Marina poses a threat to the safety of all owners, tenants and their guests. The Wharf Marina will regard such activities as a violation of these Rules and Regulations and will vigorously support and assist authorities in prohibiting such conduct. Any misconduct, theft or vandalism shall be reported immediately to the Designated Marina Manager and the appropriate authorities.

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2. Dogs and cats are not permitted to commit any nuisance within the marina, and in accordance with applicable ordinances of the county of Galveston, city of League City, and must be kept on a leash controlled by an individual.
3. No pets are to be left unattended on the docks. All pets must be kept either within the confines of the owner's vessel, or if beyond such confines, must be kept on a leash or within a cage.
4. Pet feces on the docks, finger piers and all common areas must be removed by the pet owner and deposited in the dumpster.
5. Pets are not allowed in the rest rooms, pool area, and laundry room or anywhere within the Marina Pointe building.
6. Slip owners, guests and tenants are required to obey all rules pertaining to Marina Pointe property while on that property, to include swimming pool, hallways, parking lot and restrooms. Parking in the Marina Pointe gated parking lot is limited to one vehicle per boat birthed in the Marina Live-Aboard section. Marina parking is also restricted to the north side of the lot adjacent to the grass lawns and only for vehicles that display a Wharf Marina Live-aboard parking hang tag on their rear-view mirror.
7. Fishing or crabbing is prohibited on all docks and finger piers as per the DCCRs. Fishing is permitted only from a boat moored in a slip, and then only by the slip owner, or their guests or tenants.
8. There shall be no laundering or drying of wearing apparel on the dock or in the rigging of a boat in the marina.
9. No advertising or soliciting will be permitted on any boat or in any slip area without permission of the Association. "For Sale" signs of not more than one (1) foot square are allowed on boats.
10. All visitors must be accompanied by owners or tenants. The Board of Directors and the Designated Marina Manager reserves the right to deny visitors or guests access to the marina at their discretion. Visitors or guests that are denied access must immediately depart the premises and not return without prior authorization from the marina management. Guests that are denied access and do not leave or return without prior permission will be treated as trespassers and reported to the police. Furthermore, slip owners may be fined by the marina for the actions of their guests or their tenant's guests.
11. Movement of boats within The Wharf Marina shall be for the purpose of entering or leaving a slip. Cruising between or under docks is prohibited.
12. Unnecessary operation of boat engines in a slip is not permitted.
13. All halyards must be tied of in a manner which will prevent clanging or other noise.
14. No auxiliary generator is to be used in The Wharf Marina.
15. Main boat engines, below deck power generating equipment, power tools or other noise making machinery shall not be operated between the hours of 5:00 p.m. and 7:00 a.m. except for the purpose of entering or leaving a slip. Working on engines and test running is prohibited during the above-mentioned period. Sound systems on boats must be kept at levels not offensive to neighboring vessels during these hours as well. Noise levels must be in accordance with League City ordinances.

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16. Radios, stereos, and similar equipment may not be played at an excessive volume as to be a nuisance to their neighbors. Volume cannot exceed 72 DB Peak Max and cannot contain offensive language.

Paragraph D - Live Aboard Vessels

1. The minimum length for a live aboard vessel is 30 feet in length for one or two persons, 35 feet for three people and 45 feet for four persons. More than four people may not live aboard a vessel without the prior written authorization of the marina Board of Directors.
2. Live aboard tenants must be registered with the marina in advance of occupancy. The Board of Directors reserves the right to deny any live aboard occupant at their sole discretion.
3. Live aboard vessels must be equipped to be fully functional live aboard vessels. This includes but is not limited to:
 - a Adequate sleeping arrangements for all occupants that are registered with the vessel as live aboard tenants.
 - b Adequate functioning shower facilities
 - c A functioning marine head with the appropriate holding tank capabilities.

Section II - Maintenance and Parking

Paragraph A - Painting and Sanding

1. Painting in the Car Parking Lot is absolutely prohibited.
2. Painting in the Trailer Storage Lot is absolutely prohibited without prior approval of the Designated Marina Manager and then only when proper safeguards are used to prevent damage to or defacement of adjacent boats and common property and comply with all applicable laws.
3. Spray painting or burning of paint is prohibited in the marina, to include slips, vessels within slips and all common areas.
4. Painting using a brush or roller, minor hull and engine maintenance is permitted only when proper safeguards are used to prevent damage to or defacement of docks, finger piers, and adjacent boats and all applicable laws are adhered to.
5. Cutting, grinding, sanding or similar action of any material by hand or by mechanical means is permitted only when proper safeguards are used to prevent settling dust or debris on, damage to, or defacement of docks, finger piers, and/or other vessels.

Paragraph B - Parking and Parking Lot Use

1. Owners shall park vehicles in areas designated for slip owner parking. Live aboard slip owners or their tenants may park inside the Marina Pointe gate as long as they park in spaces facing north, have a Wharf Marina hang tag displayed from their rear view mirror and otherwise comply with the Marina Point Condominium parking lot rules and regulations. Outside the gate slip owners may use any space except the three south facing spaces between the call box and the gate. Vehicle parking areas shall not be used

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for storage of boats or trailers except for short terms if approved by the Designated Marina Manager. No vehicle repairs are permitted anywhere on the Marina Point Condominium property. Minor vehicle repairs may be performed in The Wharf Marina parking lots with the prior approval of the Designated Marina Manager.

2. Owners are required to register their cars with the Designated Marina Manager. For trailers in the trailer parking lot, a Trailer Parking Lot Registration and Lease Form must be completed and submitted to the Designated Marina Manager. Trailers / boats must be approved by the Designated Marina Manager prior to the trailer being moved into the trailer parking lot. The marina reserves the right to refuse or deny trailer parking in the trailer lot for aesthetic reasons. Parking or storage of a non-boat trailer in the Trailer Storage Lot is prohibited. The marina may tow violating trailers or other vehicles without notice.

Section III - Environmental

Paragraph A - General

1. The discharge of any trash, including but not limited to: refuse, cat litter, bottles, batteries, garbage, petroleum products, gas, diesel fuel, oil, solvents, flammable materials, chemicals, anti-freeze, dead animals, etc. in the marina or the shore side area is strictly prohibited.
2. Disposing of used oil in any manner that endangers public health or welfare or damages the environment is illegal.
3. All boats equipped with toilets must have and use a holding tank with the "Y" valve locked in the "on board" position per local, state and U.S. Coast Guard regulations. The WSMA reserves the right to inspect all boats for installation and proper operation of such devices at any time. Any vessel that is caught discharging waste into the water will be immediately evicted and fined and barred from returning to the marina.

Section IV - Safety

Paragraph A - General

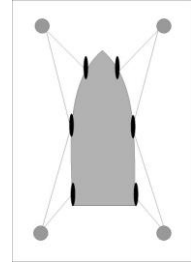
1. The WSMA Board members or Designated Marina Manager may board any vessel in the marina for health and safety checks or to protect property and public peace provided proper notice is given to the slip owner as required by the DCCRs.
2. Docks and finger piers must always be kept free and clear of all obstructions. Items such as plants, hammocks, canopies, or any other items may not be placed upon main docks, finger piers or pilings.
3. Dock carts must be returned to designated locations after each use.
4. The speed limit within The Wharf Marina shall be dead slow, or wake-less speed, whichever is slower.
5. No bicycle riding or skateboards are permitted on any boardwalk, dock or pier. Bicycles are permitted only on boats, or lower docks.

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6. Children under twelve (12) years of age are not permitted on the docks or finger piers without the immediate presence of parents or another responsible adult.
7. Children twelve (12) or under must wear a life jacket.
8. No Owner shall use or permit the use of or discharge of from his boat or anywhere else on the property any pistol, rifle, shotgun, flare gun, bow and arrow or any other device capable of killing or injuring.

Paragraph B - Mooring

1. All Boats shall be made fast to the slip pilings in a secure and seamanlike manner acceptable to the WSMA. All lines and mooring gear shall be kept in clean and good condition and frayed lines must be replaced.
2. Fenders attached to the outside of the vessel must be clean and in good condition or replaced.
3. Boats shall be properly moored using the standard "six-way" method to prevent vessels from damaging finger piers and docks.
4. If a vessel is not properly moored with lines in good condition, the WSMA will make any necessary changes and bill the slip owner \$100.00 per incident plus the cost of the lines. Any pier repairs caused by improper mooring will also be billed to the slip owner.



5. Minimum mooring standards are:

Boat Size	Min Line Size	Spring Line Size
Up to 23'	3/8"	3/8"
24-32'	1/2"	1/2"
33-42'	5/8"	1/2"
43-51'	3/4"	5/8"

Only nylon line may be used.

6. Only one vessel per slip is allowed except dinghies, rowboats, and kayaks are allowed if they do not extend over or under the dock, finger pier or common areas.
7. No boat (including all projections such as transom platforms, booms, bait tanks, etc.) may extend beyond the end of the slip into the common area or over any finger pier in accordance with the DCCR's.
8. Tide risers may be installed on pilings with prior approval from the Designated Marina Manager. Slip owners shall maintain tide risers.
9. Boat exteriors may not be used for storage and must be kept clean and free from clutter.

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Paragraph C - Structures

1. No lockers, cabinets, hoists, davits, lifts or other structures shall be constructed or attached to any dock, finger pier or other common element without written approval of the Board of Directors.
2. Under no circumstances are overhead covers or canopies of any kind to be erected over any part a slip without written approval of the Board of Directors.
3. No electrical antenna or device may be placed on any dock or finger pier without written approval of the Board of Directors.
4. Build downs must be maintained in good repair and kept free of clutter. Construction of new build downs may not take place without a variance approved by the Board of Directors in writing.
5. Dock Boxes must be approved by the marina prior to installation. Dock boxes previously installed must meet criteria in this section. Dock Boxes must be mounted so they do not encroach on the dock more than 18 inches, the remaining must overhang the slip. The only acceptable materials are fiberglass and plastic and colors are white or off white. Metal, black plastic or any form of a truck box is prohibited. The Designated Marina Manager has final approval. Maximum one dock box per build down and one dock mounted dock box per slip. Dock box exteriors must be kept clean and free of mold.
6. Use of the build down for general storage is prohibited. Storage of anything on the docks or finger piers is prohibited.

Paragraph D - Fire Safety

1. Fire extinguishers and hoses are for the express purpose of fighting boat or marina fires and are not to be removed from fire station boxes for any other reason. All discharged fire extinguishers are to be reported to the Designated Marina Manager immediately.
2. Owners shall not leave equipment, materials or inflammable products on the docks or finger piers.
3. No Owner shall build or permit to be built any open fire in, on or about a slip or elsewhere on the property. This is not to preclude, however, the owner of a Live-Aboard the use of an interior fireplace within his Live-Aboard or the use of small and safe outdoor cooking facilities such as propane grills, but only within or on such Live-Aboard or other boat.
4. Fueling of boats in The Wharf Marina is strictly prohibited.
5. Electrical installations must be done by a licensed electrical contractor and a permit must be obtained from the city of League City. (City of League City ordinance)
6. Boats in The Wharf Marina are permitted electric service only when the electric service line comes directly from a metered receptacle in the boat slip where the boat is moored.
7. Electric power may not be distributed from one boat to another, nor may power be distributed from a house or other residence to any boat in the marina. The WSMA has the right to curtail power supply at the source if a violation of these Rules and Regulations persists.

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8. Drop cords and electrical extensions shall be approved for marine use with locking rings and ground connection. Household electrical extensions are unacceptable and will be removed by the Designated Marina Manager, or the WSMA Board.

Section V - Definitions

Paragraph A - Seaworthy

Seaworthy is a general term with varying requirements when applied to different types of vessels. For the purposes of the WSMA Rules, the term is understood to mean the following:

1. The vessel is in a good state of repair and is able to navigate under its own power.
2. The vessel complies with State of Texas and USCG requirements for navigation and safety equipment.
3. The vessel has a current State Registration or USCG documentation.
4. The vessel is fit to operate in the sea and weather conditions that can reasonably be expected in the Clear Lake area.
5. The vessel has sufficient self-propulsive power to enter and exit its slip and maneuver safely in the basin and fairways of The Wharf Marina in the above conditions without undue hazard to other vessels or property.
6. There is sufficient visibility from the steering station for safe operation.
7. The vessel has a battery operated bilge pump and is not in danger of sinking if shore power is unavailable for extended periods (i.e. in the event of hurricane or catastrophic failure of the electrical system power may be unavailable for 1 to 2 weeks)
8. The vessel has no open ports, hatchways, or holes in the deck or hull that allow the entry of rain, waves or small animals.
9. Vessels must have motors the same as or equivalent to that which was designed by the manufacturer. Final approval of the 'equivalent to' power for purposes of seaworthiness must be approved by the board of directors. For vessels with two engines both engines and both drive trains must be operational.
10. The vessel's exterior must be in good condition and be acceptable to the marina manger.

By signing this document, I understand and acknowledge that I take full responsibility for the actions of whoever occupies my slip(s) and/or visits The Wharf at Clear Lake Marina and its associated common areas on my behalf. I have read and understand The Wharf at Clear Lake Slip Maintenance Assoc., Inc. Rules and Regulations and do agree to abide by them and hold my guests and tenants to these rules and regulations and the restrictions in the DCCRs. I further understand that violation(s) of these rules may result in monetary fines and/or restricted access to The Wharf Marina at Clear Lake and its associated common areas.

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Dock _____ Slip _____ Date: _____

Slip Owner Name _____ Lessee (Tenant) Name _____

Slip Owner Signature _____ Lessee (Tenant) Signature _____

Revision Date	Revision Description
April 2011	Added Section V Definitions and "Seaworthy" definition.
June 2014	Standardized wording "WSMA" and "WCL Marina" throughout document.
July 2016	Changed formatting, added page numbers, added signature blocks for slip owners and renters.
June 2017	Various changes to Sec I, B, 2,3 and 5, C,16 Sec II, A 2,3 and 4, Sec IV, C, 4 and 5, Sec V, A, 9
Aug 2017	Various Language items added
March 2020	Changes to pages 4 and 5, Paragraph B Operations regarding inspection of boats changing slips; Changes to page 9, Paragraph A Painting and Sanding
April 2020	Standardizes wording to "The Wharf Marina" throughout document and replaces "Property Manager" with "Designated Marina Manager". Eliminates repeated stipulations and clarifies wording.
Nov 2020	Update sections pertaining to monthly meeting locations, boat inspections, inspection violations, eligibility for electrical service and Live-Aboard parking regulations.