

Article 3. Shall an Ordinance entitled “Local Food Sovereignty Ordinance” be enacted?

Whereas the Town of Rockport deems it in the best interest of its citizens to encourage food self-sufficiency as allowed by 7 M.R.S. 283.

Now Therefore the Town of Rockport does ordain as follows:

Sec. 1. Short Title

This ordinance shall be known and may be cited as the “Local Food Sovereignty Ordinance.”

Sec. 2. Purpose

The Town of Rockport encourages food self-sufficiency for its residents. This Ordinance adopts the policies underlying the Maine Food Sovereignty Act as outlined in 7 M.R.S. § 283.

Sec. 3. Words and Phrases Defined

For the purposes of this article, certain words and phrases are defined as follows:

1. Direct producer-to-consumer transaction; "Direct producer-to-consumer transaction" means a face-to-face transaction involving food or food products at the site of production of those food or food products.

2. Food or food products. "Food or food products" means food or food products intended for human consumption, including, but not limited to, milk or milk products, meat or meat products, poultry or poultry products, fish or fish products, seafood or seafood products, fresh produce, cider or juice, acidified foods or canned fruits or vegetables.

3. State food law. "State food law" means any provision of Title 7 or Title 22 of the Maine Revised Statutes that regulates direct producer-to-consumer transactions.

Sec. 4. License and Inspection Exemptions

1. Direct producer-to-consumer transactions of food or food products shall be exempt from State food laws in the Town of Rockport.

a. These exemptions do not apply to any meat or poultry products that are licensed and inspected by the State of Maine in compliance with applicable federal acts.

2. An individual who grows, produces, processes or prepares food or food products for purposes other than direct producer-to-consumer transactions shall grow, produce, process or prepare the food or food products in compliance with all applicable state and federal food safety laws, rules and regulations.

Sec. 5. Authority

1. This ordinance is adopted and enacted pursuant to 7 M.R.S. §§ 281-286, the Maine Food Sovereignty Act.

2. To the extent that any provision of this ordinance is deemed invalid by a court of

competent jurisdiction, such provision shall be removed from the ordinance and the balance of the ordinance shall remain valid.

Article 4. Shall an ordinance entitled, Ordinance Limiting Home Cultivation of Marijuana for Personal Adult Use” be enacted?

Whereas the Town of Rockport deems it in the best interest of its citizens to limit the cultivation of marijuana for personal adult use with the Town, without affecting cultivation, use or distribution of Medical marijuana as allowed by 22 MRSA Chapter 558-C

Now Therefore the Town of Rockport does ordain as follows:

Section 1: Legislative Authority

This ordinance is enacted pursuant to the Marijuana legalization Act 28-B MRSA Section 1502 Municipal Home Rule Authority, Maine Constitution Article VIII, Part 2 and 30-A MRSA Section 3001

Section 2: Limitation of Home Cultivation

Home cultivation of marijuana for personal adult use by a person 21 years of age or older is limited to cultivation of three mature marijuana plants, twelve immature marijuana plants and an unlimited number of seedlings by each person 21 years of age or older who is domiciled on a parcel or tract of land, pursuant to 28-B MRSA section 1502. No person shall be permitted to cultivate marijuana plants or seedlings on a parcel or tract of land on which he or she is not domiciled. Nothing in the ordinance is intended to prohibit the lawful cultivation, use possession or conduct pursuant to the Maine Medical use of Marijuana Act 22 MRD+SA section 2421-2430-B.

Section 3: Effective Date: Duration

This ordinance shall take effect immediately upon enactment by the Town of Rockport unless otherwise provided and shall remain in effect until it is amended or repealed.

Section 4: Enforcement Violations and Penalties

This Ordinance shall be enforced by the municipal officers or their designee. Violation of this Ordinance shall be subject to the enforcement and penalty provisions of 30-A MRSA section 4452

Article 5. Shall an ordinance entitled, “Ordinance amending the Town of Rockport Coastal Waters and Harbor at Section 202 to add a new definition for resident,” be enacted?

Definition:

Resident: A resident for the purposes of this Ordinance shall include at least one of the following:

- A person who is eligible to vote in Rockport.
- A person is a property tax payer in Rockport excluding timeshare owners.

Article 6. Shall an Ordinance entitled, “Ordinance amending the Town of Rockport Coastal Waters and Harbor at Section 503.1 to revise the requirements for moorings,” be enacted?

503.1- Mooring Specifications

All moorings shall meet the following minimum standards which are designed for normal weather conditions. It is the mooring owner’s responsibility to ensure that additional precautions are taken in the event of gale winds and/or extreme tides. The safe and serviceable condition and adequate size of all mooring equipment is the responsibility of the mooring permit holder. The prudent seaman rule shall apply.

The Harbormaster or its designee reserve the right to require a vessel owner to increase the minimum mooring standard for any vessel should they determine the minimum standard would be inadequate because of the unusual design of the vessel such as but not limited to excessive weight, windage or draft.

Minimum Mooring Specifications

Vessel Length	Granite Dry Weight	Bottom Chain	Top Chain	Pennant size
0-16’	1000#	½” (diameter)	3/8” (diameter)	½”
17-22’	2000#	¾”	3/8”	“1/2”
23-30’	4000#	1”	½”	5/8”
31-40’	5000#	1”	½”	¾”
41-50’	6000#	1”	5/8”	1”
51’<	Harbormaster Approval			

All granite moorings shall have a minimum staple diameter of 1”.

All Moorings

Any mooring other than a granite block shall be at the Harbormaster’s discretion.

If the mooring is set in less than 15’ at MLW; the bottom chain length shall be 5’ more than the depth at mean low water (MLW) and additionally the top chain length shall equal the mean high-water depth (MHW). When a mooring site is in deeper water than 15’ mean low water (MLW), the length of bottom chain shall be 15’-30’ and additionally the top chain length shall equal the depth at MHW.

All chain and connecting shackles shall be load rated and shackle pins shall be secured with multi-strand stainless steel wire. All shackles shall be a minimum of one size larger than the chain it is attached to.

Pennants shall be made of nylon or Harbormaster approved type line and shall have proper chafe gear. The pennant length shall be no less than two times and more than three times the height from the bow chock to the water, plus the distance from the chock to the cleat on deck.

Mooring buoys shall be inflated, formed, molded or fabricated from rubber, plastic, fiberglass or steel and shall be a minimum of 18 inches in diameter.

All transient/service moorings shall be white and marked with the owner's identification, mooring number and maximum vessel length. All private moorings shall be marked with the mooring number. The use of wood mooring spars is prohibited. Winter mooring markers shall not be installed prior to September 15th and must be removed prior to June 1st.

Article 7. Shall an ordinance entitled, “Ordinance amending the Town of Rockport Coastal Waters and Harbor at Section 507 to add winter mooring specifications,” be enacted?

507- Winter Moorings

No moorings shall be occupied in Rockport Harbor during the winter period from Dec 1st to March 1st, without advance approval by the Harbormaster. The Harbormaster shall grant approval for use of moorings during the winter period only if the Harbormaster determines that the boat owner has adequately demonstrated that: (i) the vessel to be moored is seaworthy; (ii) the mooring or anchoring gear is adequate to withstand ice and other adverse weather conditions; and (iii) the vessel owner has adequate access to the vessel in winter conditions. Harbormaster approval does not imply an assurance of security and the ultimate risk lies with the vessel owner.

Article 8. Shall an Ordinance entitled, “Ordinance amending the Town of Rockport Coastal Waters and Harbor at section 601.9 to establish requirements for encapsulated polystyrene floatation,” be enacted?

601.9

All floats constructed or replaced in the harbor after July 1st, 2019 shall be constructed with encapsulated floatation. The intent is to eventually eliminate all unencapsulated polystyrene floatation.