



Clearwater Beach and Marina  
East Hampton, NY

Clearwater Beach Property Owners Association, Inc.  
P. O. Box 666, East Hampton NY 11937  
631-907-9032 cbpoa.net@gmail.com  
www.clearwaterbeachpoa.org

13 January 2023

**DOCKMASTER**

Ken Neary  
(516) 318-3367

**ASSISTANT DOCKMASTER**

Kurt Miller  
(516) 318-2370

Dear Member:

Enclosed please find an application for a Rack Space at the Clearwater Beach Marina this 2023 boating season. If you intend to use the rack this season, please fill out the enclosed application and return it with the appropriate fees.

**The new rack fee is \$100 for 1 space for the season.** You may stack a SUP along with a Kayak but not two Kayaks because we found they fall over and impede your neighbors. Please let us know on the application your intentions so we have the craft information for our records and can send the appropriate numbers of stickers. Please make sure you measure the **BEAM OR WIDTH** of you kayak or canoe and put the accurate number on the application in order to be assigned properly.

We will do our best to accommodate any request for a lower rack but we only have so many.

Your CBPOA maintenance fee must be paid by a separate check before you can receive a rack assignment by February 15, 2023.

Each rack space renter will be provided with **2023-year sticker with a rack assignment**. This sticker must be placed on the vessel where it can be recognized. Vessels with no sticker will be removed from the rack. **It is suggested that you lock your canoe, paddleboard or kayak.**

**The rack application form must be completely filled out. Missing data will result in a returned form and a postponement or non-assignment of a rack. Note: No Boating is allowed in CBPOA swim zone. ALL VESSELS HAVE TO BE DEPLOYED BY THE LAUNCH RAMP ONLY, NOT NEAR ANY BOATS. THERE IS NO SWIMMING IN THE MARINA AREA!!!**

**All vessels must be removed from the rack by November 15, 2023.**

Thank you for your cooperation and have a safe boating season.

Sincerely,  
*Ken Neary*  
Ken Neary  
Dockmaster



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**Safety Alert:**

**BRIANNA'S LAW:**

ALL OPERATORS OF MOTORIZED WATERCRAFT IN NEW YORK STATE, INCLUSIVE OF ALL TIDEWATERS BORDERING ON OR LYING WITHIN THE BOUNDARIES OF NASSAU AND SUFFOLK COUNTIES MUST COMPLETE A STATE APPROVED BOATING SAFETY COURSE.

**PHASE-IN SCHEDULE**

- IF YOU WERE BORN ON OR AFTER 01/01/1993 YOU MUST COMPLETE A COURSE BY 01/01/2020
- IF YOU WERE BORN ON OR AFTER 01/01/1988 YOU MUST COMPLETE A COURSE BY 01/01/2022
- IF YOU WERE BORN ON OR AFTER 01/01/1983 YOU MUST COMPLETE A COURSE BY 01/01/2023
- IF YOU WERE BORN ON OR AFTER 01/01/1978 YOU MUST COMPLETE A COURSE BY 01/01/2024
- ALL OPERATORS OF MOTORIZED WATERCRAFT MUST COMPLETE A COURSE BY 01/01/2025 REGARDLESS OF AGE.

**New York law requires that all children under 12 years of age wear a USCG--approved Type I, II, or III PFD while on board any vessel less than 65 feet in length (including canoes, kayaks, and rowboats) unless they are in a fully enclosed cabin**

**FOR SUP'S WHICH ARE CONSIDERED VESSELS BY THE USCG**

- 1. PFD (Personal Floatation Device)**
- 2. Sound Producing Device**
- 3. Navigation Light - if on the water after sunset**
- 4. Visual Distress Signal (VDS) - subject to SUP length and time of day\***

**Personal Water Craft (PWC'S) including Jet skis are *not allowed* anywhere on the Reservation, Marina or Beach areas.**

MAIL TO: CBPOA  
P.O. BOX 666  
EAST HAMPTON, NY 11937

**CLEARWATER BEACH PROPERTY OWNERS ASSOCIATION, INC.**

**MEMBER APPLICATION FOR CANOE RACK – 2023 SEASON**

CANOE RACK SPACE FEE FOR 2023 IS \$100.00 PER BOAT.

**BOAT INFORMATION**

RACK ASSIGNED – 2022 \_\_\_\_\_ RACK REQUESTED – 2023 \_\_\_\_\_

BOAT TYPE: CANOE  KAYAK  SUNFISH  OTHER: \_\_\_\_\_

# BOATS: \_\_\_\_\_ BOAT LENGTH(S): \_\_\_\_\_

BOAT WIDTH: \_\_\_\_\_ BOAT ID #: \_\_\_\_\_ (CLEARWATER LOT #)

**APPLICANT INFORMATION**

NAME: \_\_\_\_\_ EAST HAMPTON PHONE #: \_\_\_\_\_

EAST HAMPTON ADDRESS: \_\_\_\_\_ Email \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

MAILING ADDRESS: \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

PHONE: \_\_\_\_\_ CLEARWATER LOT: \_\_\_\_\_

**PLEASE NOTE: MARINA OPENS 4/15/23 AND ALL BOATS MUST BE REMOVED FROM THE MARINA BY 11/15/2023.**

**OFFICE USE ONLY**

DATE MAINTENANCE FEE PAID: \_\_\_\_\_ PRIORITY NUMBER: \_\_\_\_\_

RACK FEE PAID \_\_\_\_\_ DATE RACK FEE PAID: \_\_\_\_\_

**NO APPLICATION WILL BE ACCEPTED WITHOUT A PAID FEE**

**Rider with Additional Terms and Conditions:**

**Licensor is CBPOA and Licensee is the paddle-craft owner renting a marina paddle-craft rack.**

**In the event of any conflict between the terms of the Application main agreement and the terms of this rider, the terms of this rider shall control.**

**1. REMOVAL AND STORAGE OF PADDLE-CRAFT:**

Licensee agrees that at the end of the term of this Agreement, or upon the earlier termination or cancellation of this Agreement as provided herein, Licensee will remove the paddle-craft from the rack in a careful, seaman-like manner, leaving all facilities and utilities, including all shore connections and any devices supplied by Licensor, in good order and condition, reasonable wear and tear excepted.

**2. LIMITATION OF LICENSOR'S LIABILITY:**

The rack is to be used at Licensee's sole risk. Licensor shall not be liable for the care or the protection of the paddle-craft, including her gear, equipment and contents, or for any loss or damage of whatever kind to the paddle-craft, her gear, equipment and contents for any reason whatsoever, including, but not limited to, Licensor's negligence. Licensee has examined the marina and the rack described in this agreement and accepts the condition of the marina and rack as being adequate and safe for the dockage of his paddle-craft. Licensee is responsible for damage to other paddle-craft, boats, buildings, fences, dock structures and pilings caused by the paddle-craft, Licensee, his family, employees, invitees or agents, or by Licensor, its employees, officers and agents, when acting on behalf of the Licensee.

**3. INDEMNITY OF LICENSOR:**

Licensee, for itself and its guests, invitees, employees, agents, heirs, successors and assigns, hereby agrees to indemnify, defend and hold Licensor and Licensor's employees and agents harmless from: (i) any and all liability for loss or damage to the paddle-craft, its gear, equipment and contents for any reason, including Licensor equipment failure; (ii) any and all loss, damage, liability, legal action or claim, of any nature, arising from the use of the racks, floating docks, fixed pier, and /or paddle-craft; and (iii) any and all loss, damage, liability, legal action or claim of any nature arising out of Licensee's use of the marina facilities, the presence of licensee's paddle-craft, car or personal property at the marina, or the moving of the paddle-craft except to the extent that such loss or damage is the result of Licensor's gross negligence, willful or wanton misconduct.

**4. HOLDOVER:**

In the event Licensee remains in occupancy of a rack or storage area beyond the expiration or earlier termination or cancellation of this Agreement Licensee shall be liable to Licensor as damages, in addition to all other charges due under this Agreement a daily charge equal to ten dollars (\$10) per day, and Licensor may deny Licensee's future applications for rack space.

Agreed: Licensee name: \_\_\_\_\_

Licensee signature: \_\_\_\_\_



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December 2022

Dear Boat Owner:

1. The Board of Directors of the C.P.B.O.A. Inc., requests that each boat owner seeking a boat slip at our marina furnish the following information. **We are requesting this information in case there is an emergency requiring immediate action involving your boat and we are unable to contact you. In addition, we are requesting your E-mail address so we can provide you with pertinent information related to marina operation.**

1. Your emergency telephone number: \_\_\_\_\_
2. Your secondary emergency telephone number \_\_\_\_\_
3. E-mail Address: \_\_\_\_\_

## **PLEASE COMPLETE THIS FORM WITH YOUR APPLICATION**

Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_