

TOWN OF WELLFLEET
BEACH RULES AND REGULATIONS
Amended 12/18/00, 02/24/03, 01/27/04, 05/11/04, 06/13/06, 06/26/07, 03/24/09

The Board of Selectmen of the Town of Wellfleet, MA, has adopted the following rules and regulations pertaining to the use of all Town-owned landing places and beaches within the Town of Wellfleet pursuant to the provisions of Mass. General Laws, Chapter 88, Section 19, Chapter 21, subsection (1) and Chapter 90B, Section 15(b) and any amendments thereof.

The following beaches and landings are herein referred to as "All Town landing places and beaches":

Duck Harbor	Gull Pond
Powers Landing	Long Pond
Indian Neck Beach	Great Pond
Burton Baker Beach	Duck Pond
Maguire Landing at Lecount Hollow (amended 03/24/09)	Sluiceway at Higgins Pond – Resident Sticker Required (amended 5/11/04)
White Crest Beach	Mayo Beach -- permit not required
Cahoon Hollow Beach	Marina -- permit not required
Newcomb Hollow	
Terminus of Chequessett Neck Road (the Gut) (amended 6/13/06)	

- The term “**summer season**” herein shall mean the third Saturday in June through Labor Day between the hours of 9:00 am and 5:00 pm. (amended 02/27/07)
- **Beach-** The zone above the water line at a shore of a body of water, marked by an accumulation of sand, stone, or gravel that has been deposited by the tide or waves.(amended 03/24/09)
- **Freshwater Beach-** The zone above the water line at a shore of a body of water, marked by an accumulation of sand, stone, or gravel.(amended 03/24/09)

1. Any motor vehicle parked at a Town landing place or beach or on Nauset Road during the summer season must display a valid parking permit attached to the lower exterior corner of the windshield on the driver’s side. Only the current year’s sticker may be displayed. Parking without a valid permit may be authorized only by the Board of Selectmen. (amended 02/24/03, 01/27/04)

2. All Town landing places and beaches shall be closed between the hours of midnight and one half hour before sunrise each day from June 1 to October 1 except those persons actively engaged in fishing.

3. No trailers or overnight campers are allowed in beach areas or Town parking areas between midnight and one half hour before sunrise from June 1 to October 1 except those persons actively engaged in fishing.

4. Fishing or surf casting is prohibited within 500 feet of all Town-landing areas during the summer season. (amended 01/27/04, 02/27/07)

5. Water skiing is prohibited within 500 feet of all Town landing places and beaches. Use of personal watercraft is prohibited within 500 feet of all Town-owned beaches.

6. Jet skis are prohibited in any Town-owned parking lots or on any Town-owned beaches. Use of jet skis is prohibited within 500 feet of all Town-owned beaches.

7. Surfing is not allowed during the summer season on the lifeguarded beaches at Newcomb Hollow, Cahoon Hollow or Maguire Landing at LeCount Hollow. Surfing is allowed during the summer season on the lifeguarded beach at White Crest. (amended 03/24/09)

8. Hang gliders and para-gliders are prohibited at any Town beach or landing, adjacent dunes and parking lots from April 15th through October 1. (amended 06/26/07)

9. Alcoholic beverages are prohibited on all Town property.

10. No "Beach Parties" after 9:30 p.m. shall be permitted without first obtaining a permit therefore from the Chief of Police.

11. All "Beach Parties" after 9:30 p.m. with minors in attendance shall be suitably and adequately chaperoned and permits therefore shall first be obtained from the Chief of Police.

12. Beach fires are permitted only after obtaining a beach fire permit from the Town of Wellfleet Beach Sticker Office. (amended 06/13/06)

13. No dogs are allowed to be left in any parked vehicles in any beach parking lot or in any beach area or on Nauset Road during the summer season. (amended 02/27/07)

14. No domesticated animals shall be allowed on the following Town Beaches and Landings: Powers Landing, Indian Neck Beach, Burton Baker Beach, Mayo Beach, and the Terminus of Chequessett Neck Road (The Gut). (amended 03/24/09)

15. No domesticated animals shall be allowed on the following Town Beaches and Landings: Duck Harbor, Maguire Landing, White Crest Beach, Newcomb Hollow Beach or Cahoon Hollow Beach between the hours of 9:00 a.m. and 5:00 p.m. during the summer season. (amended 03/24/09)

16. Ponds- Domesticated animals shall be allowed in the following freshwater ponds: Gull Pond, Long Pond, Great Pond, Duck Pond, Higgins Pond, the Sluiceway, Spectacle Pond, or Dyer Pond from October 16 through May 14. (amended 03/24/09)

17. Domesticated animals shall be kept away from bathers at all town landings and beaches at all times. (amended 03/24/09)

18. Garbage and litter of all kinds must be deposited in the specified containers or carried from the area with you.

19. The use of soap, shampoo, detergents or cleaning substances is prohibited in all fresh water ponds.

20. All persons using Town beaches at any time shall be properly attired.

21. No rafts or other floatable devices will be used at any ocean beach without the permission of the lifeguard on duty from the during the summer season. (amended 01/27/04, 02/27/07)

22. Climbing on all dunes is prohibited, as they are fragile, except along designated access routes to the beach.

23. An application for Permit to Use Town Property must be obtained from the Wellfleet Board of Selectmen to use a Town beach or landing for the purposes of giving lessons or holding events. Liability insurance naming the Town of Wellfleet as an additional insured in the amount of \$1,000,000 is required. A fee may be required by the Board of Selectmen. All surfing lessons and surfing competitions shall be limited to White Crest Beach and adjacent parking lots. (amended 06/13/06, 03/24/09)

24. Enforcement Penalties

A. Criminal Complaint

Whoever violates any of the above rules and regulations shall be punished by a fine of not more than fifty (\$50) for each offense. If the payment for such a fine is not received by the Town within three weeks from the date of the violation, the violator shall lose the right to obtain or use a Wellfleet Beach Parking Permit. A violation of each specific rule or regulation shall be deemed a separate offense and each day on which a violation occurs or continues shall be deemed a separate offense, subject to the penalties stated herein. (amended 03/24/09)

B. Non-Criminal Disposition

As an alternative to initiating criminal proceeding pursuant to subsection A above, the enforcing agent may dispose of a violation of these rules and regulations pursuant to the following procedures. Whoever violated any provision of these rules and regulations may, in the discretion of officers of the Wellfleet Police Department, Beach Administrator, Beach Guard Captain, Head Lifeguard, Harbormaster, Assistant Harbormaster, Health and Conservation Agent, Assistant Health and Conservation Agent, Shellfish Constable, Deputy Shellfish Constables, Animal Control Officer or member of the Board of Selectmen be penalized by a non-criminal complaint pursuant to the provisions of M.G.L Chapter 40, Section 21D. Whoever violates any rule or regulation as stated above shall be subject to a fine of fifty (\$50) for each separate offense. If the payment for such a fine is not received by the Town within three weeks from the date of the violation, the violator shall lose the right to obtain or use a Wellfleet Beach Parking Permit. A violation of each specific rule or regulation shall be deemed a separate offense, and each day on which a violation occurs or continues shall be deemed a separate offense, subject to the penalties stated herein. (03/24/09)