

**TOWN OF NORTH ATTLEBORO
CONSERVATION COMMISSION
POND AND BEACH RULES AND REGULATIONS**

1.0 GENERAL

The following rules shall apply to all ponds and beaches under the jurisdiction of the Conservation Commission:

- 1.1 All applicable boating laws and regulations under Massachusetts General Laws (MGL) Chapter 90B and the Code of Massachusetts Regulations (CMR) Section 323 are hereby incorporated by reference.
- 1.2 The possession and consumption of alcoholic beverages is prohibited.
- 1.3 All boats must carry at least the minimum safety equipment required by the Massachusetts General Laws and the Code of Massachusetts Regulations.
- 1.4 Swimming is permitted in designated areas only.
- 1.5 Tubes, rafts or floats of any kind, except infant safety devices, are not allowed in town swimming areas.
- 1.6 Pets, open fires and glass containers are prohibited.
- 1.7 The feeding of waterfowl is prohibited.
- 1.8 Littering is prohibited.
- 1.9 Discharge of raw sewage, garbage, rubbish or debris from boats on or into the water is prohibited.
- 1.10 Jet skis are prohibited pursuant to M.G.L. c. 90b § 9A.
- 1.11 Every person entering the area is responsible for maintaining the quality of the beach and boating facility and for maintaining safety of others by adhering to these rules and the direction of beach personnel.
- 1.12 Children under the age of 12 shall be supervised by an adult.
- 1.13 All boats operated on the ponds shall maintain a current registration if so required.
- 1.14 Smoking, as defined by the Town of North Attleboro Board of Health Workplace and Public Places Smoking Regulation, is prohibited at all beaches.

2.0 WHITING'S POND

- 2.1 The beach is open to North Attleboro and Plainville residents only and I.D. and proof of residency are required for passes and admission.
- 2.2 Combustion engines of any type are prohibited, except for emergency vehicles or by permission of Commission.

3.0 UPPER FALLS POND AND BARBARA ROAD BEACH

- 3.1 Barbara Road beach is open to North Attleboro residents only and proof of residency is required for passes and admission.
- 3.2 Maximum speed for boats is 25 miles per hour.
- 3.3 No boat access via Reservoir Street is allowed.
- 3.4 All boat traffic shall move counter clockwise on the pond.
- 3.5 Skiers and ski boats shall give way to all other craft on the pond.
- 3.6 The towing of other boats is prohibited except in an emergency.
- 3.7 The towing of rafts, tubes and floats is prohibited.
- 3.8 Water skiing, kneeboarding and wakeboarding is allowed and shall adhere to the following:
 - 3.8.1 There must be at least two people in the boat over the age of 12, one of whom must be constantly rear facing as a spotter for the skier, wakeboarder or kneeboarder.
 - 3.8.2 Only one skier, kneeboarder or wakeboarder shall be towed per boat.
 - 3.8.3 Acrobatics are prohibited while on skis, wakeboards or kneeboards.

- 3.9 Public access onto any islands in the ponds is prohibited except for access by public safety officials, Conservation Commissioners, Conservation Officers and the Conservation Agent.
- 3.10 Swimming or boating within 15 feet of any island in the pond is prohibited.
- 3.11 Boats shall not be operated within 150 feet of the designated swimming area. Boats shall not be operated at more than headway speed (not to exceed 6 mph) within 150 to 300 feet of the designated swimming area.

4.0 LOWER FALLS POND

- 4.1 Maximum speed for boats is 15 miles per hour.
- 4.2 No boat access via Reservoir Street is allowed.
- 4.3 Water skiing is prohibited.
- 4.4 The towing of boats is prohibited except in an emergency.

5.0 PARKING/BOATING FEES AND REGULATIONS

- 5.1 Barbara Road parking: Five parking spaces are reserved for state registered cars with boats and trailers on first come first serve basis during the beach season. One space is reserved for an out-of-state registered car with a boat and trailer.
- 5.2 Parking fees are as follows:

	<u>PARKING</u>	<u>BOATING (car and trailer)</u>
MA Resident	\$ 5.00	\$ 5.00
Out of State	\$ 20.00	\$ 5.00
Resident Seasonal	\$ 50.00	\$50.00

*There is no fee for swimming “walk-ins”

- 5.3 Hours of operation: The gates at Barbara Road and Whiting’s Pond will be open from April through October from 7:00AM to dusk for access to the boat ramps.

Summer staffing hours (lifeguards and gate attendants) at Barbara Road Beach and Whiting’s Pond Beach will be set by the Commission and are subject to change.

6.0 VIOLATIONS AND PENALTIES

- 6.1 Any person not complying with these rules and regulations may be asked for his or her driver’s license or other appropriate form of identification by any member, employee or authorized designee of the Conservation Commission.
- 6.2 Any violation of Sections 1.0 through 5.0 shall be punishable by:
 - First offense:* verbal or written warning
 - Second offense:* fine of up to one-hundred (100) dollars.
 - Third offense:* after a hearing before the Commission, prohibition from the pond and beaches for the remainder of the beach season.
- 6.3 Any person acting in a manner which endangers beach/pond users or beach personnel, as deemed by any member, employee or designee of the Commission shall be asked to leave the beach area immediately.

7.0 APPEALS

- 7.1 Any person aggrieved by an action of a member, an employee, or authorized designee of the Conservation Commission may file an appeal with the Conservation Commission within ten (10)

business days of the aggrievement. The appeal shall detail the grounds for such appeal. The Commission shall not consider grounds not set forth in the appeal.

AMENDMENTS

SECTION	ACTION	EFFECTIVE DATE
1.1.9	clarify fine	8/2/05
3.7	age of people in boat	8/2/05
3.10	access to island	8/2/05
3.11	swimming near islands	8/2/05
3.12.	boating restrictions near swimming area	8/2/05
6.3.	clarify fine	8/2/05
1.5, 1.9, 1.11, 1.12 3.0, 4.1, 6.3	clarify various items	8/7/07
5.0	increase parking fees	4/14/09
5.2	parking fee out of state	6/2/16
5.3	smoking prohibition	3/12/19
5.3	hours of operation	5/21/19
3.0	resident restriction	6/16/20