

CITY AND BOROUGH OF SITKA

ORDINANCE NO. 2013-46

**AN ORDINANCE OF THE CITY AND BOROUGH OF SITKA AMENDING
SITKA GENERAL CODE SECTION 13.06.010 ENTITLED
“MOORAGE CHARGES AND FEES”**

1. CLASSIFICATION. This ordinance is of a permanent nature and is intended to be a part of the Sitka General Code.

2. SEVERABILITY. If any provision of this ordinance or any application to any person or circumstance is held invalid, the remainder of this ordinance and application to any person and circumstances shall not be affected.

3. PURPOSE. This ordinance will increase moorage fees and/or charges beginning January 1, 2014 for permanent and waitlist moorage for use of the Sitka harbor system by 6.15%. The increase is to assist in funding the full life cycle costs of all harbor facilities to include operations, maintenance, and replacement. In particular, the permanent and wait list moorage rate to fund the Capital Improvement Projects Plan in accordance with the Harbor System Master Plan will be an monthly rate to pay for such expenses that occur due to aging infrastructure. The annual rate for permanent and waitlist moorage will be per foot per month.

All harbor users will be required to pay the new moorage charges or fees in accordance with the applicable moorage rate/charge table and payment schedule.

This moorage rate/charge schedule follows the recommendations of the Harbor System Master Plan to assist in providing funding for the Capital Improvement Projects Plan. The status of the Harbor Fund will be reevaluated annually.

This ordinance has been recommended by the Port and Harbors Commission.

4. ENACTMENT. NOW, THEREFORE, BE IT ENACTED by the Assembly of the City and Borough of Sitka that the Sitka General Code Section 13.06.010 is amended to read as follows (new language underlined; deleted language stricken):

13.06.010 Moorage charges and fees.

There is established, determined, and levied upon all vessels and waterborne structures moored, tied to, or in any other way attached by rope, cable, gangplank or other means to any float, piling, dock, mooring buoy or other harbor improvement which is owned, constructed, maintained or operated by the city and borough of Sitka a rental charge and/or fee for the privilege and use of such facilities. The charges and fees set forth in this section shall be reviewed annually by the port and harbors commission in the month of January. The administrator and municipal clerk shall each be responsible for ensuring that such review is put as an item on the commission's agenda for a meeting in January of each year. The rental

charges and/or fees for each vessel or waterborne structure will be imposed and levied upon and collected from the owners, operators, or masters of all such vessels and waterborne structures according to the following classifications set forth in this section:

A. Permanent Moorage.

1. Rates and Fees. Permanent moorage charges shall be assessed per foot per month (or portion thereof) of overall vessel length, or stall length, whichever is greater, as set forth in the table below. The permanent moorage is inclusive of the standard moorage rate to cover operations and a ~~port and harbors development fee to fund the capital improvement projects plan~~ in accordance with the harbor system master plan, as set forth in the table below.

**Moorage Rates and Charges
(per foot per month)**

Permanent Moorage Rate	_____ \$1.90
Port and Harbor Development Fee	_____ \$0.74
Total Permanent Moorage	<u>\$2.80</u> \$2.64

2. Payment Schedule. Payments may be made in advance quarterly, semiannually or annually, but not to exceed one year (January to December ~~October 1st to September 30th~~).

5. EFFECTIVE DATE. This ordinance shall become effective on January 1, 2014.

PASSED, APPROVED, AND ADOPTED by the Assembly of the City and Borough of Sitka, Alaska this 23rd day of December, 2013.



Mim McConnell, Mayor

ATTEST:



Sara Peterson, CMC
Municipal Clerk