



**Notice of Change Moorage Tariff No. 6 HIM
Effective January 1, 2019
at Harbor Island Marina**

(Approved Nov. 20, 2018)

1. Change Titles for Tracy McKendry & Kenneth Lyles

PRESENT:

ITEM 1 - TITLE PAGE

ALTERNATE ISSUING AGENT

Tracy McKendry
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CHANGE:

ITEM 1 - TITLE PAGE

ALTERNATE ISSUING AGENT

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DEFINITIONS

2. Remove All Definitions Regarding Seafood Sales. Move Definitions for Charter Boats, Tribal and Commercial Fishing Vessels to Their Own Section.

Pulled from Definitions

3. Reorder “Definitions” to Alphabetical Order

PRESENT:

ITEM 1100
DEFINITIONS

In random order

CHANGE:

ITEM 1100
DEFINITIONS

In alphabetical order

4. Add Definition of Seaworthiness

PRESENT:

ITEM 1100
DEFINITIONS

None

O. TERMS OF PAYMENT – will be moved down by 1 bullet point to become point P, along with all points following.

CHANGE:

ITEM 1100
DEFINITIONS

O. SEAWORTHINESS

Vessels moored in a Port harbor must, at all times, be completely seaworthy, meaning that it is operable and ready for immediate cruising in local waters. Vessels must be able to safely maneuver under their own power, using a propulsion system that is consistent with the vessel’s original design plans, from its slip to another port of call and back to its slip. In cases where a vessel does not appear

to have left its mooring for a long period of time and the question of operability arises, Marina Management may require a demonstration of the vessel's operability. Affixing tow ropes, outboard engines or other power workarounds does not satisfy the propulsion requirement and may result in a notice of termination.

RULES

5. Remove All Rules Regarding Seafood Sales. Move Rules for Charter Boats, Tribal and Commercial Fishing Vessels to Their Own Section.

Pulled from Rules

6. Add Examples of Permitted Watercraft.

PRESENT:

ITEM 2100
RULES AND REGULATIONS

A. 14
Move current point 14, and all following points down by one.

CHANGE

ITEM 2100
RULES AND REGULATIONS

A. 14
Permitted Watercraft are boats/vessels designed for navigation on open waters, capable of being used as a means of transportation and used for recreational or commercial boating. Permitted vessels/boats are of a class or a type designated by convention as a self-propelled boat/vessel, an auxiliary boat/vessel, or a sailboat/powerboat.

7. Revise Statement of Port Rights to Board Vessels

PRESENT:

ITEM 2100
RULES AND REGULATIONS

A. HARBOR ISLAND REGULATIONS

16. A vessel owner who denies permission when requested for an on-board inspection of his/her vessel by Port Management, Port Police Department, U.S. Coast Guard Boarding Officer, U.S. Coast

Guard Auxiliary Boat Examiner, City of Seattle Harbor Police or authorized King County Deputy Sheriff shall be deemed in non-compliance with this article.

CHANGE:

ITEM 2100

RULES AND REGULATIONS

A. HARBOR ISLAND REGULATIONS

17. To avoid injury or damage to persons, property or the environment, vessels moored at Harbor Island Marina must be properly maintained in a safe and hazard free condition. A vessel owner who denies permission when requested for an on-board inspection by Port Management, and/or city , county, state or federal representatives, for purposes of determining or verifying the condition of a vessel shall be deemed in non-compliance with Port of Seattle regulations.

The foregoing notwithstanding, the Port is under no obligation to undertake the inspection of any vessel, and by undertaking such an inspection; the Port assumes no responsibility for the vessel's condition or safekeeping.

8. Modify Language Regarding Supervision of Children

PRESENT:

ITEM 2100

RULES AND REGULATIONS

A. HARBOR ISLAND REGULATIONS

25. Children under twelve (12) years of age are not permitted on piers unless accompanied by a parent or other responsible adult.

CHANGE:

ITEM 2100

RULES AND REGULATIONS

A. HARBOR ISLAND REGULATIONS

26. Keeping children safe is a priority at Harbor Island Marina. Children under twelve (12) years of age are not permitted on the docks at any time without a parent or other responsible adult. Life jackets are recommended for children on the docks as well as all non-swimmers. Harbor Island Marina is part of the Boat US Foundation Life Jacket Loaner for Kids program. Moorage customers and marina visitors may check out a free child life jacket for a day at the Marina Office. Valid photo ID is required.

9. Insurance Non-Compliance

PRESENT:

ITEM 2100
RULES AND REGULATIONS

A. HARBOR ISLAND MARINA

GENERAL

35. Liability insurance is to remain current and in effect at all times as a condition of moorage. Evidence of insurance may be requested by Marina Management at any time.

CHANGE:

ITEM 2100
RULES AND REGULATIONS

A. HARBOR ISLAND MARINA

GENERAL

38. Liability insurance is to remain current and in effect at all times as a condition of moorage. Evidence of insurance may be requested by Marina Management at any time.

Failure to present up to date proof of insurance may result in a non-compliance fee, and may lead to termination of moorage.

10. Rework Guideline on Posting of Tariff

PRESENT:

ITEM 2100
RULES AND REGULATIONS

I. REMOVAL OF VESSEL FOR NON-PAYMENT OF CHARGES

7. The Port shall at all times conspicuously post this tariff, and the regulations authorized under this section shall be enforceable only if the Port has had its tariff containing such regulations conspicuously posted at its moorage facilities at all times.

CHANGE:

ITEM 2100
RULES AND REGULATIONS

I. REMOVAL OF VESSEL FOR NON-PAYMENT OF CHARGES

7. The Port shall at all times conspicuously post this tariff. Posted, in this instance, means that the tariff is available online and a copy is available in the Marina office, located at Shilshole Bay Marina.

11. Long Term Tarp Usage

PRESENT:

ITEM 2100
RULES AND REGULATIONS

K. None

CHANGE:

ITEM 2100
RULES AND REGULATIONS

K. TARPS ON VESSELS

Tarps are allowed on vessels in the marina when used to cover work in progress, as per regulations from the Shilshole [Required Management Practices](#), or for temporary problems. Tarps must look neat, be free of mold, mildew, oil, excess paint, or other contaminants, and be firmly secured in ship shape. Tarps shall not be used as long-term solutions to vessel problems such as leakage, damage, or rot; any problems covered by a tarp must be repaired in a timely manner.

12. Add Conditions For Liveboard Authorization

RULES AND REGULATIONS

L. None

CHANGE:

ITEM 2100
RULES AND REGULATIONS

L. LIVEBOARD AUTHORIZATION

Monthly moorage customers, including subleases, must obtain permission to live aboard from the Marina, sign an Authorization to Liveboard Agreement, pay the monthly fee, and advise the Marina staff of changes in their liveboard status at least thirty (30) days prior to the last day of the month.

RATES & FEES

13. Remove All Rates and Fees Regarding Seafood Sales. As There is Only One Commercial Rate, it Will Be Left in the Rate Section With All the Others

Pulled from Rates

14. Increase the Monthly Moorage – Commercial Rate by 7%.

PRESENT:

ITEM 3100
MOORAGE RATES

A. MONTHLY MOORAGE-COMMERCIAL
\$12.23 will be charged per foot, by slip length or ELOV, whichever is greater.

CHANGE:

ITEM 3100
MOORAGE RATES

A. MONTHLY MOORAGE-COMMERCIAL
\$13.09 will be charged per foot, by slip length or ELOV, whichever is greater.

15. Increase the Monthly Moorage – Non-Commercial Rate by 7%.

PRESENT:

ITEM 3100
MOORAGE RATES

ITEM 3100
MOORAGE RATES

B MONTHLY MOORAGE –NON-COMMERCIAL

Rate per lineal foot or fraction thereof of overall vessel length and/or berth length whichever is greater.

Berth Size	Rate per Vessel Foot per Month
Up to 32 feet	\$10.31
33 feet to 40 feet	\$10.53
41 feet and above	\$10.72

CHANGE:

ITEM 3100
MOORAGE RATES

B MONTHLY MOORAGE – NON-COMMERCIAL

Rate per lineal foot or fraction thereof of overall vessel length and/or berth length whichever is greater.

Berth Size	Rate per Vessel Foot per Month
Up to 32 feet	\$11.03
33 feet to 40 feet	\$11.27
41 feet and above	\$11.47

16. Increase Guest Moorage by 7%. Remove Hourly Rates.

PRESENT:

ITEM 3100
MOORAGE RATES

D. INCIDENTAL CHARTER VESSEL & GUEST MOORAGE RATES PER FOOT (ELOV)

Charter and guest moorage is not offered on an ongoing basis at Harbor Island Marina; incidental charter and guest moorage by manager’s approval only.

	0 - 49 ft.	50 - 99 ft.	>100 ft.
Peak Season All week Per foot. Per day	\$1.50	\$1.75	\$2.25
Off Peak Season Per foot. Per day	\$1.25	\$1.25	\$2.25
All Weekends Per foot. Per day	\$1.50	\$1.75	\$2.25
Hourly (0-6)	\$1.00	\$1.00	\$1.00

CHANGE:

ITEM 3100
MOORAGE RATES

D. INCIDENTAL GUEST MOORAGE RATES PER FOOT (ELOV)

Guest moorage is not offered on an ongoing basis at Harbor Island Marina; incidental guest moorage by manager's approval only.

	0 - 49 ft.	50 - 99 ft.	>100 ft.
Peak Season All week Per foot. Per day	\$1.61	\$1.87	\$2.41
Off Peak Season Per foot. Per day	\$1.34	\$1.34	\$2.41
All Weekends Per foot. Per day	\$1.61	\$1.87	\$2.41

17. Increase Grandfathered Liveboard fees by \$5.00 a month. Rework table.

PRESENT:

ITEM 3120
FEES & DISCOUNTS

B. LIVEBOARD

A monthly fee of \$90.00 per berth/vessel, including leasehold tax, is required in order to maintain authorization to liveboard.

Category	1/18 – 12/18	*1/19 – Restroom Completion	*Restroom Completion – 12/19	1/20 – 12/20
Liveboard			\$117.35/month	\$117.35/month +CPI
Grandfathered Liveboard	\$90.00/month	\$95.00/month	N/A	N/A
New LAB	\$117.35/month	\$117.35/month	N/A	N/A

**The \$5/month annual escalation in Grandfathered Liveboard fees will remain in effect until the restrooms are completed and being used by customers at Shilshole Bay Marina.*

CHANGE:

ITEM 3120
FEES & DISCOUNTS

B. LIVEBOARD

Category	*1/19 – Restroom Completion	After Restroom Completion	1/21 – 12/21
New Liveboard		\$117.35/month	\$117.35/month +CPI
Grandfathered Liveboard	\$95.00/month	N/A	N/A

**The \$5/month annual escalation in Grandfathered Liveboard fees will remain in effect until the restrooms are completed and being used by customers at Shilshole Bay Marina.*

18. Adjust Late Fees on Past Due Invoices

PRESENT:

ITEM 3120
FEES & DISCOUNTS

I. NONE

CHANGE:

ITEM 3120
FEES & DISCOUNTS

I. LATE FEES ON PAST DUE INVOICES

Statements covering fees in this tariff, as issued by the Port, are due and payable on the due date. Invoices listed on a statement that are past due may be subject to a late fee equal to the greater of \$25 or 10% per month on invoices \$100 or more.

19. Insurance Non-Compliance Fee

PRESENT:

ITEM 3120
FEES & DISCOUNTS

None

CHANGE:

ITEM 3120

FEES & DISCOUNTS

J. INSURANCE NON-COMPLIANCE FEE

The insurance non-compliance fee is \$50. Continuing non-compliance is grounds for termination of moorage.

20. Collect Commercial and Tribal Fishing Definitions, Rules and Regulations Scattered Throughout the Tariff, and Present Them in One Section. Remove References to Charter Vessels and Seafood Sales.

NEW:

ITEM 4000

TRIBAL AND COMMERCIAL FISHING VESSELS

ITEM 4100

DEFINITIONS

A. ACTIVE TRIBAL FISHING VESSELS

Tribal Fishing vessels belong to members of the Muckleshoot and Suquamish Tribes, including the Tribes' fisheries enforcement vessels, seeking moorage at Harbor Island Marina during the Area 10A fishing season only, as defined by the fishing regulations of each tribe.

B. INACTIVE TRIBAL FISHING VESSELS

Tribal fishing vessels that cannot meet the active fishing vessel requirements.

COMMERCIAL VESSELS

A commercial vessel is defined to include, but is not limited to, any vessel which is used or retained primarily for commercial purposes, operated by a person who has been or will be using it to engage in commercial activity during the current course of travel or passage, held for charter, used for the transport of freight or non-recreational fish catches, used primarily for research or development of underwater resources, or used for the transport of passengers for profit, charter or fee.

ITEM 4200

RULES & REGULATIONS

A. TRIBAL VESSEL MOORAGE

The Port shall provide temporary moorage for two Muckleshoot Indian Tribe program vessels at Harbor Island Marina, Terminal 102 during the season for Chinook, Coho, Pink and Chum fishing activities in Elliot Bay and Duwamish Waterway, in accordance with the Inter-local agreement between the Muckleshoot Indian Tribe and Port of Seattle dated August 10, 2010.

B. INSURANCE REQUIREMENTS

Any commercial fishing or other commercial vessel of an industrial nature such as a tug, dive, research vessel or barge is required to carry a minimum of \$300,000 (three hundred thousand dollars) of liability insurance if moored for 30 days or more. Wreck removal and pollution prevention coverage is also required.

Liability insurance is to remain current and in effect at all times as a condition of moorage. Evidence of insurance may be requested by Marina Management at any time.

The State leasehold tax of 12.84% will be applied in addition to these moorage and storage rates where appropriate.

All rules, regulations and changes conflicting with the changes are hereby repealed.