



MOORAGE TARIFF NO. 6

ITEM 1 TITLE PAGE

NOTICE

The electronic form of the Moorage Tariff will govern in the event of any conflict with any paper form of the Moorage Tariff. If you have printed an older version of this tariff, you need to print this version in its entirety.

**Naming: Rates, Charges, Rules and Regulations applying at
Bell Harbor Marina,
Fishermen's Terminal,
Harbor Island Marina,
Maritime Industrial Center
and
Shilshole Bay Marina**

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ITEM 15
ABBREVIATIONS

The following abbreviations appearing in this tariff have the same force and effect as if written in full.

- APR -Annual percentage rate
- CPI -Consumer price index
- ft -Foot
- kWh -Kilowatt-hour
- LOA -Length overall
- Port -Port of Seattle
- n/a -Not applicable
- U.S. -United States
- USC -United States Code
- WA -Washington

ITEM 15
DEFINITIONS

Chief Executive Officer	The term “Chief Executive Officer” shall mean the Chief Executive Officer of the Port of Seattle and his agents.
Fishermen’s Terminal	The term “Fishermen’s Terminal” shall include the Maritime Industrial Center (MIC).
Management	The term “Management” shall be synonymous with Managing Director, Seaport, or his designees.

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GENERAL INDEX

ITEM

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SECTION ONE, PART 1 – DEFINITIONS

**Applying at Bell Harbor Marina, Fishermen’s Terminal, Harbor Island Marina,
Maritime Industrial Center and Shilshole Bay Marina**

ITEM 1100
DEFINITIONS

(A) DELINQUENT ACCOUNT

Accounts, which remain unpaid in whole or in part eighty (80) days or more from, invoice date.

(B) LIMITATION OF RIGHTS PRIVILEGES OR REMEDIES

Nothing contained in [Items 1100\(F\)](#), [1300\(E\)](#) or [1300\(G\)](#) shall be construed as a limitation of any rights, privileges, or remedies previously existing under any applicable laws.

(C) MOORAGE DEFINED

Moorage for fishing vessels, other commercial vessels, and non-commercial vessels includes only use of mooring space alongside of float and access for sustenance and supplies over the pier for the vessel paying moorage charges.

(D) PAST DUE

Any invoice issued for any charge remaining unpaid for a period of thirty (30) days after date of invoice.

(E) MONTHLY MOORAGE

Berthage assigned to a vessel that has agreed to the terms and conditions contained in a Monthly Moorage Agreement which has been entered into between the Port and the user.

(F) PORT CHARGES

Charges for moorage and storage, and all other charges owing or to become owing under a contract between a vessel owner and the Port, or under this tariff, and shall include, but not be limited to, costs and expenses, including attorney's fees and court costs, incurred in salvage, termination, removal and/or sale of vessels.

(G) TERMS OF PAYMENT DEFINED

Moorage charges and gear locker rentals (See Note 1) apply against vessels, their owners, agent or operators and are payable in advance. Terms are net cash, U. S. funds. Invoices covering charges in this tariff, as issued by the Port are due and payable upon presentation.

(H) DAILY, TRANSIENT VESSEL OR GUEST BOAT

Any vessel using a Port moorage facility and which belongs to an owner who does not have a moorage agreement with the Port. Transient vessels or guest boats include, but are not limited to: vessels seeking a harbor of refuge, day(s) use or overnight(s) use of a moorage facility on a space as available basis.

(I) VESSEL AS HAZARD OR IN DANGER OF SINKING DEFINED

Any vessel which, in the opinion of the Port, is in danger of sinking, sustaining any other damage, or is a hazard to other vessels or the premises, may immediately and without notice be moved, and may be placed in storage ashore or under the control of private marina as bailees of the Port. All expense and risk of loss or damage resulting therefrom shall be borne by the vessel owner, as shall the cost of any salvage services rendered by the Port.

(J) WHARFAGE

For definition and rates, see Port of Seattle Terminals Tariff No. 5.

Note 1: Available at Fishermen’s Terminal only.

End of Section, return to [General Index](#)

SECTION ONE, PART 2 – DEPOSITS, FEES AND RATES

Applying at Bell Harbor Marina, Fishermen’s Terminal, Harbor Island Marina, Maritime Industrial Center and Shilshole Bay Marina

**ITEM 1200
DEPOSITS**

**ITEM 1210
FEES**

(A) ATTORNEY’S FEES IN SUITS FOR COLLECTION

If the Port brings suit for collection of a delinquent account, the prevailing party shall be paid by the other party actual attorney’s fees not to exceed fifty percent (50%) of the amount claimed in such suit.

(B) COLLECTION FEES ON DELINQUENT ACCOUNTS

Delinquent accounts (see [Item 1100\(A\)](#) for definition) will be subject to an additional charge to cover the Port’s cost of collection as follows:

<u>When Amount Due Is:</u>	<u>Additional Charge Shall Be:</u>
\$0 to \$200.00	50% of amount due
\$201.00 and up	25% of amount due

(C) ELECTRIC METERING FEE

The Port of Seattle shall install, own, and maintain suitable electric service meters adjusted to register within one percent (1%) of the exact use.

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If any metering should become defective, upon correcting said defect, the Port of Seattle shall adjust and correct the billings for the preceding one (1) month period only to within one percent (1%) of the correct value.

(D) IMPOUND FEE

An impound fee of \$52.50 will be assessed if the Port impounds a vessel, gear locker, or other gear by placing a chain or other such means to secure the vessel, gear locker, or other gear for non-payment of Port charges (See [Item 1300\(E\)](#)).

(E) LABOR FEES

When labor is furnished, a charge of \$45.00 per hour per person, with a one-half (1/2) hour minimum, will be billed.

Note: Port of Seattle Terminals Tariff No. 5 rates shall be used for all labor furnished at Bell Harbor Marina.

(F) LATE FEES ON PAST DUE INVOICES

Invoices covering fees in this tariff as issued by the Port are due and payable upon presentation. Any invoice issued for any fee or fees that are past due (See [Item 1100\(D\)](#) for definition) will be subject to a late fee of 1.5% per month on the overdue amount (18% APR), or a \$5.00 flat fee, whichever is greater.

(G) MISCELLANEOUS EQUIPMENT RENTAL

For use and/or installation of equipment (including but not limited to; cleats, rings, fenders, dinghy boards, electrical outlets) the cost of materials plus current labor rates will be billed.

(H) NON-SUFFICIENT FUNDS (NFS) CHECKS

There will be a \$40.00 per transaction fee charged on all checks returned by the bank for any reason of non-collection.

(I) SALES/USE TAX

Equipment rental rates and sale of materials are subject to applicable state sales/use tax.

(J) VIOLATION FEE

Violation vessels will be subject to one and one-half (1 1/2) the daily moorage rate for liquidated damages.

(K) LOCKER BOX CLEANING FEE

A minimum fee of \$50.00 will be assessed if, upon termination or change of berth, a customer has not cleaned out his/her locker box.

(L) PROMOTIONAL DISCOUNTS

For promotional and marketing purposes, a promotional discount coupon may be issued for reduced moorage rates. These discounts are subject to availability and are limited to use within the specified terms and conditions listed on the coupon.

ITEM 1220
ELECTRIC SERVICE RATES

Electric rates shall be in accordance with Seattle City Light Ordinance 110733 as amended by Ordinance 110829. Rates charged under this provision of this item will be rates in effect from Seattle City Light to the Port of Seattle on the Port's billing date to the marina customers. Minimum charge shall be \$5.00 per month for all assigned meters.

Electric meters may be read and billed monthly, bi-monthly or quarterly to correspond to changes in slip assignment, termination of moorage or operational needs of the facility..

End of Section, return to [General Index](#)



SECTION ONE, PART 3 – RULES AND REGULATIONS
**Applying at Bell Harbor Marina, Fishermen's Terminal, Harbor Island Marina,
Maritime Industrial Center and Shilshole Bay Marina**

ITEM 1300
RULES AND REGULATIONS

(A) BOAT HARBOR REGULATIONS

These regulations shall apply at the Port of Seattle's Bell Harbor Marina, Fishermen's Terminal, Harbor Island Marina, Maritime Industrial Center and Shilshole Bay Marina, hereinafter called "boat harbors":

Definitions- The words "Port area" as used in these regulations shall mean those areas within the Marina, including water, land, air space above, and all buildings. The word "Port" shall mean "Port of Seattle". The words "Chief Executive Officer" shall mean "The Chief Executive Officer of the Port of Seattle and his agents".

- (1) Registration of boats and payment of moorage charges will be done at the boat harbor office in accordance with current Port tariff.
- (2) Any boat, vehicle, property, gear, or equipment will be parked, stored, moored or maneuvered in the Port areas in a safe and orderly manner.
- (3) The Chief Executive Officer may establish such reasonable traffic and parking regulations as may be required for orderly handling of motor vehicles on the Port premises, including the posting of signs and such other regulations as may be required. A vehicle parked in violation of any such

sign or regulations will be towed away and impounded and will be released only after all charges and costs have been paid.

- (4) The vehicle parking areas are to be used only for vehicular parking in connection with the use of the Port facilities. Overnight camping will only be allowed in connection with Port approved special events.
- (5) Loud or boisterous conduct, sleeping, lewd or lascivious conduct, unnecessary blowing of horns, changing clothes, etc., are not permitted in vehicles on the Port's premises. Boat owners/operators will not maintain anything that may be dangerous to life or limb or permit any objectionable noise or odor on his boat, boat harbor premises, or premises adjacent thereto, and will not create a nuisance or disturb any other boat owner, guest or lessee of the Port.
- (6) All boats or vehicles using facilities or space within the Port areas will be subject to all of the charges, rules, and conditions as prescribed by Port tariff.
- (7) All boats entering the Port area must have a valid identification permanently affixed to the hull and clearly visible from the outside. Coast Guard registered boats must display Coast Guard numbers and a valid Coast Guard decal. Documented boats must have the name of the boat on the hull. Failure to have either may be cause for refusal of moorage.
- (8) Anyone visiting or using the Port areas or its facilities does so at his own risk. The Port does not assume any responsibility for loss or damage to property or persons within the Port area.
- (9) The Chief Executive Officer may deny the use of any of the facilities of the boat harbor to any person who shall refuse to comply with these rules and regulations. Any such person may be subject to prosecution as a trespasser to the fullest extent possible under the law.
- (10) Drinking of alcoholic beverages, except on licensed premises or private vessels, is prohibited. Engaging in the use or being instrumental in the exchange of debilitating or exhilarating drugs on the Port property is expressly forbidden.
- (11) It is against the law to discharge hazardous substances, oil and untreated sewage into U. S. navigable waters. The owner, operator or person in charge of the vessel at the time will be subject to fines and charged for clean-up costs. If the responsible party fails to report the spill to appropriate authorities, higher fines and a jail sentence may be imposed according to 33 USC 1321. No garbage, trash, oil, fuel, debris, or other material, liquid or solid, shall be deposited in the water or on land areas of the Port facilities, or on any floats, or piers, except into containers provided for that specific purpose. Waste oils must be poured into special containers provided for that specific purpose.
- (12) All boat owners, operators, crew or guests using the Port area or its facilities for moorage or otherwise shall keep his boat, gear locker, boathouse, net

areas, and the pier or finger in the vicinity of his boat neat, clean, orderly, and shipshape.

- (13) Anyone present on or in the Port area and/or using Port facilities or equipment shall comply with any verbal or written signs or communicatives, including administrative and operational policies and procedures, issued or posted by the Chief Executive Officer or Port Commission.
- (14) No storage is permitted on piers or fingers. Oily rags, open paints, or other inflammable or explosive material must not be stored in locker boxes, net lockers, or other Port buildings or facilities.
- (15) Fire hoses and other fire-fighting equipment are to be used only for the fighting of fires.
- (16) Boats which, in the opinion of the Chief Executive Officer, do not meet normal safety standards or because of their size or construction are hazardous to the Port property or other boats or facilities, will be denied permission to remain on Port premises.
- (17) Boats moored in a Port harbor must, at all times, be completely seaworthy and ready for immediate cruising in local waters.
- (18) A boat owner who denies permission when requested for an on-board inspection of his boat 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.
- (19) Those utilizing Port property shall obey all Port, Municipal, County, State, and Federal regulations and laws, and generally accepted safety standards and requirements to insure that his actions or boat do not become a hazard to himself or other boats, or persons, in the Port area.
- (20) Heaters or other drying devices are prohibited in the net lockers.
- (21) Discharge of sewage from toilet facilities on vessels in a manner inconsistent with federal law while in the Port area is prohibited. The owner, operator, or person in charge of the vessel at the time of illegal discharge can be fined according to laws governing U.S. navigable waters. Vessels violating federal discharge laws shall be deemed in violation of this article and the moorage agreement and may be subject to termination of moorage. If a permit for living aboard is granted, management may require subscription to a sewage removal service and may request documents to confirm that such a contract has been entered into as a condition of the moorage agreement.
- (22) Living aboard boats, as defined in Items [4100\(D\)](#) and [5100\(C\)](#) is prohibited unless an Authorization to Live Aboard Agreement is authorized by the Chief Executive Officer. Prior to being granted such Agreement, prospective liveaboards must agree to comply with separate regulations as deemed appropriate for each facility.

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- (23) Boats may be moved by the Chief Executive Officer for the protection of life or property or best utilization of the facility.
- (24) Moorage space, once assigned, may not be sub-assigned by the user without written approval of the Chief Executive Officer.
- (25) Pets (dogs and cats) must be kept on a leash in all public areas in the Port area. Owners will be responsible for proper clean-up and disposal of animal wastes in a proper container; waste shall not be put into the water. Pet owners will ensure their pets are not disruptive.
- (26) Swimming, water-skiing, jet-skiing, scuba-diving or use of any unorthodox-type of boat, raft or other contraption is not permitted in any Port area.
- (27) Storage of rowboats, skiffs, dinghies, rafts, nets, reels, and other items of equipment will be designated by the Chief Executive Officer. Any of the above items or other equipment or gear left without proper storage arrangements will be in violation of the rules and subject to being abated as a nuisance.
- (28) Children under twelve (12) years of age are not permitted on piers unless accompanied by a parent or other responsible adult.
- (29) The movement of boats within the moorage area (between piers) shall be for the purpose of mooring, entering or leaving a slip only. Among other things, no random sailing or cruising by motor vessels will be permitted. The speed limit within the boat harbors is four (4) knots.
- (30) Boats, when unattended, must be securely moored with adequate bow, stern, and spring lines. Four (4) or more appropriately sized lines are required.
- (31) Posting of signs for the sale, charter or rental of boats while moored in the Port areas shall be subject to the approval of the Chief Executive Officer.
- (32) Boat gear and dock carts shall be returned to the top of the corresponding ramp or dock immediately after use by the user.
- (33) Unattended boats will not remain moored at any fuel float.
- (34) No commercial use of facilities at Port boat harbors will be allowed unless a Port of Seattle permit or license has been granted by the Chief Executive Officer. The requirements and conditions for such permits and licenses shall be as prescribed in separate instructions as issued from time to time by the Chief Executive Officer.
- (35) The Port reserves the right to inspect any of the rented or leased premises at any time. Failure to inspect shall not be deemed to create any responsibility upon the Port.
- (36) No major repair work or outfitting, spray-painting, sandblasting, sanding, welding or burning on boats will be performed without specific approval of the Chief Executive Officer and permit from the Fire Department.

- (37) The Port defines all water areas east of and inside the breakwater of Shilshole Bay Marina as narrow channels for purposes of interpreting the U.S. Inland Rules of the Road. The effect of this rule is that a sailboat or any other craft does not have the right-of-way over another vessel based solely on its method of propulsion.
- (38) Transfer of fuels, oils, lubricants, or other flammable liquids of any kind, from vessel to float/dock or from float/dock to vessel, is strictly prohibited. Fuel transfers are only allowed at designated areas such as the fuel dock. Please inquire at the marina/terminal office for assistance.

Enforcement

The Port Commission authorizes the Chief Executive Officer to enforce these regulations by written or verbal instructions. The Chief Executive Officer may request persons violating these regulations to leave the Port areas and/or obtain the assistance of law enforcement officers to protect property, lives or preserve the peace. The Chief Executive Officer may interpret the reasonable intent of these regulations to carry out the purposes of these regulations. If a boat; the owner of which has been notified to remove the boat from the Port area, is not removed immediately, it may be impounded by the Chief Executive Officer, and may be removed by a private contractor, charges for which will be assessed against the boat and/or its owner.

(B) ELECTRIC CONTINUITY OF SERVICE

The Port of Seattle specifically does not guarantee: Availability or continuity of electric service to any vessel, the characteristics of any service that is provided, or the characteristics of the vessel service circuit breaker.

(C) ELECTRIC SERVICE AND UTILIZATION EQUIPMENT ON BOARD VESSELS

All service connections between the Port of Seattle outlets and the vessel, and all utilization equipment upon the vessel shall conform with the City of Seattle Electrical Code and/or the State of Washington Electrical Code. (See [Item 1220](#) for electric rates.)

(D) LIABILITY LIMITATIONS

The Port of Seattle does not accept any liability for damages to property or injury or death of individuals caused by, or resulting from, persons, corporations, agents, or employees performing a service to a private vessel moored or located on Port property. The Chief Executive Officer shall be authorized to publish and enforce appropriate rules to ensure security and safety on Port property including requiring appropriate hold harmless agreements, release agreements and evidence of insurance. Permission granted by the Chief Executive Officer shall be solely for regulation. The Port assumes no responsibility for any loss or damage resulting from the use of Port property by said person, corporation, agent, or employee of a vessel owner. Work performed on vessels moored at the Boat Harbor must be accomplished in such a manner as to avoid interference with other users and must not constitute any hazard to persons or property. Such persons, corporations,

agents or employees will comply with all Federal, State, City and Port rules and regulations.

(E) REMOVAL OF VESSELS FOR NON-PAYMENT OF CHARGES

- (1) When a vessel owner fails to pay charges owing the Port, the Port may take reasonable measures, including but not limited to the use of chains, ropes, and locks, or removal of a vessel from the water to secure vessels within Bell Harbor Marina, Fishermen’s Terminal, Harbor Island Marina, Maritime Industrial Center and Shilshole Bay Marina so that the vessels are in the possession and control of the Port and cannot be removed from Bell Harbor Marina, Fishermen’s Terminal, Harbor Island Marina, Maritime Industrial Center and Shilshole Bay Marina.

These procedures may be used if an owner mooring or storing a vessel at Bell Harbor Marina, Fishermen’s Terminal, Harbor Island Marina, Maritime Industrial Center and Shilshole Bay Marina fails, after being notified that charges are owing and of the owner’s right to commence legal proceedings to contest that such charges are owing, to pay the Port charges owed or to commence legal proceedings to contest the charges. Notice shall be by placing in the U. S. Mail a registered letter to the owner at his last known address, and by posting a notice on the vessel. In the case of a transient vessel or where no address was furnished by the owner, the Port need not give such notice prior to securing the vessel. The notice shall set forth the charges owing, shall inform the owner of his right to commence legal proceedings to contest the charges, and shall state that the Port may terminate the moorage and seize the vessel if charges are not paid or legal proceedings are not commenced to contest charges. At the time of securing the vessel, an authorized Port employee shall attach to the vessel a readily visible notice. The notice shall be of a reasonable size and shall contain the following information:

- (a) The date and time the notice was attached:
- (b) A statement that if the account is not paid in full within ninety (90) days from the time the notice is attached, the vessel may be sold at public auction to satisfy the Port charges; and
- (c) The address and telephone number where additional information may be obtained concerning release of the vessel.

The Port shall review its records to ascertain the identity of the owner or anyone with an ownership interest in the vessel. The Port shall notify the owner and anyone known to the Port to have an ownership interest in the vessel by registered mail in order to give them the information contained in the notification.

- (2) The owner may regain possession of the vessel by:
 - (a) Making arrangements satisfactory to the Port for the immediate removal of the vessel from the moorage facility or for authorized moorage; and
 - (b) Making payment to the Port of all Port charges, or by posting with the Port a sufficient cash bond or other acceptable security to be held in trust by the Port pending written agreement of the parties with respect

to payment by the vessel owner of the amount owing, or pending resolution of the matter of the Port charges in a civil action in a court of competent jurisdiction. After entry of judgment, including any appeals, in a court of competent jurisdiction, or after the parties reach agreement with respect to payment, the trust shall terminate and the Port shall receive so much of the bond or other security as is agreed or as is necessary to satisfy any judgment, costs, and interest as may be awarded to the Port. The balance shall be refunded immediately to the owner at his last known address.

- (3) If a vessel has been secured by the Port under subsection (1) of this section and is not released to the owner under the bonding provisions of this section within ninety (90) days after notifying or attempting to notify the owner under subsection (1), the vessel shall be conclusively presumed to have been abandoned by the owner.
- (4) Before the vessel is sold, the owner or anyone known to the Port to have an ownership interest in the vessel shall be given at least twenty (20) days notice of the sale in the manner set forth in subsection (1) of this section. The notice shall contain the time and place of the sale, a reasonable description of the vessel to be sold, and the amount of Port charges owed with respect to the vessel. The notice of sale shall be published at least once, more than ten (10) but not more than twenty (20) days before the sale, in a newspaper of general circulation in King County. Such notice shall include the name of the vessel, if any, the last known owner and address thereof, and a reasonable description of the vessel to be sold.

The Port may bid all or part of its Port charges at the sale and may become a purchaser at the sale. In the event no one purchases the vessel at a sale, or a vessel is not removed from the premises or other arrangements are not made within ten (10) days of sale, title to the vessel will revert to the Port.

The proceeds of a sale shall first be applied to the payment of Port charges. The balance, if any shall be paid to the owner. If the owner cannot in the exercise of due diligence be located by the Port within one (1) year of the date of the sale, the excess funds from the sale shall revert to the Department of Revenue pursuant to Chapter 63.28 RCW. If the sale is for a sum less than the applicable Port charges, the Port is entitled to assert a claim for a deficiency.

- (5) Before the vessel is sold, any person seeking to redeem an impounded vessel under this section may commence a lawsuit in the superior court for the county in which the vessel was impounded to contest the validity of the impoundment or the amount of the Port charges owing. Such lawsuit must be commenced within ten (10) days of the date the notification was provided pursuant to Section (1), or the right to a hearing shall be deemed waived and the owner shall be liable for any charges owing the Port. In the event of litigation, the prevailing party shall be entitled to reasonable attorneys' fees and costs.
- (6) 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.

(F) REMOVAL OF VIOLATION VESSELS

A violation vessel may immediately and without notice be moved by the Port from Bell Harbor Marina, Fishermen’s Terminal, Harbor Island Marina, Maritime Industrial Center and Shilshole Bay Marina to another location. Notice will be given, or attempted to be given, prior to moving a vessel whenever a non-emergency situation exists. All expenses and risk of loss or damage resulting therefrom shall be borne by the vessel owner. In the event the vessel is moved to another marina, the vessel owner shall, in addition, be liable to the Port for the prevailing moorage rate and other fees customarily charged at the facility to which the vessel is moved. Provided, however, that this [Item 1300\(F\)](#) shall not apply and the Port shall proceed under [Item 1300\(E\)](#), if the only cause of violation is the non-payment of Port charges.

(G) TERMINATION OF MOORAGE

The moorage agreement of any vessel violating the moorage agreement or the rules and regulations pertaining to Bell Harbor Marina, Fishermen’s Terminal, Harbor Island Marina, Maritime Industrial Center and Shilshole Bay Marina or this Tariff may be terminated for any reason upon thirty (30) days written notice to the vessel owner. Notice shall be by personal delivery or by placing in the U. S. Mail a registered letter to the owner at his last known address, and by posting a notice on the vessel. The notice shall state that moorage is being terminated, that the owner has ten (10) days from the date of the notice to remove the vessel from Bell Harbor Marina, Fishermen’s Terminal, Harbor Island Marina, Maritime Industrial Center or Shilshole Bay Marina (or thirty (30) days in the case of termination for any reason other than violation of the moorage agreement, etc.), and that the vessel will thereafter be removed by the Port at the owner’s expense. A vessel remaining at Bell Harbor Marina, Fishermen’s Terminal, Harbor Island Marina, Maritime Industrial Center or Shilshole Bay Marina after the notice period has elapsed will be considered a violation vessel.

End of Section, return to [General Index](#)



SECTION TWO, PART 1 – DEFINITIONS

Applying at Bell Harbor Marina Only

ITEM 2100 **DEFINITIONS**

(A) COMMERCIAL VESSEL

A commercial vessel is defined to include, but 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.

(B) RECREATIONAL VESSEL

Any vessel that is used solely for the purpose of enjoyment, sport, leisure or pleasure. Any vessel that is otherwise defined as a commercial vessel may be considered a recreational vessel when used by the owner or operator during a period of time where the use is solely for the owner or operator’s personal enjoyment, sport, leisure or pleasure and not combined with any commercial use as defined above.

(C) CHARTER VESSELS

Charter and excursion vessels are commercial vessels further defined as any vessels used for the transport of passengers for hire, whether for profit or non-profit.

(D) ACTIVE TRIBAL FISHING VESSELS

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

(E) INACTIVE TRIBAL FISHING VESSELS

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

(F) VIOLATION VESSEL

A vessel entering or remaining at Bell Harbor Marina without authorization, or remaining at Bell Harbor Marina after the moorage period has expired.

(G) SMALL CRAFT

Small craft is defined as vessels under 16 feet, including but not limited to kayaks, canoes, jet skis, and sailboards.

(H) PEAK AND OFF-PEAK SEASON

The operating seasons at Bell Harbor Marina are based on guidelines set forth by the Interagency Committee on Outdoor Recreation, divided as follows:

Peak Season	May 1 st through September 30 th
Off-Peak Season	October 1 st through April 30 th

Note: Bell Harbor Marina Management may apply Interagency Committee for Outdoor Recreation definitions based upon activity levels

(I) HOLIDAYS AND SPECIAL EVENTS

Holiday rates may be charged during the following national holidays, including adjacent weekdays and/or weekend days: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

(J) PEAK WEEKENDS

Friday and Saturday nights during the months of June, July, August and September.

End of Section, return to [General Index](#)

SECTION TWO, PART 2 – DEPOSITS, FEES AND RATES

Applying at Bell Harbor Marina Only

ITEM 2210
FEES

(A) FAILURE TO REGISTER FEE

A penalty fee of \$10.00 in addition to all other applicable charges shall be assessed to all vessel owners, charterers, or operators who do not register at the Harbormaster Office, or at one of the self-registration stations.

(B) BOAT PUMPING FEE

\$50.00 per hour, with a minimum of one (1) hour.

(C) RESERVATION FEE

- (1) Individual
Individual vessels requesting reservations shall be assessed a non-refundable moorage deposit, in advance, equal to one night's moorage.
- (2) Group
Group reservations with a minimum of eight (8) vessels will be charged a \$5.00 non-refundable fee per vessel, payable in advance.
- (3) Charter Vessels
Charter vessels will be charged a non-refundable fee of \$25.00 for each round trip visit reserved.

(D) TIME LIMIT VIOLATION FEE

A vessel which remains at the Marina longer than the fourteen (14) day time limit without authorization by the Marina Management, or after the moorage period has expired, shall be subject to impound or other means of removal by the appropriate Port agency and assessed two (2) times the daily moorage charge for the remainder of its stay. See [Item 2310\(A\)\(3\)](#).

(E) ELECTRICAL FEE

Vessels requesting electricity for guest moorage will be charged an electrical fee based upon the power usage:

Power	Fee
30 AMP.....	\$5.00 per day
50 AMP.....	\$10.00 per day
100 AMP.....	\$20.00 per day

ITEM 2220
RATES

(A) DAILY GUEST MOORAGE RATES PER FOOT OF LOA BY VESSEL TYPE

Subject to Notes 1, 2, 3, 4, and 5

	Peak Season Rate Per Ft Per Day	Weekend Rate Per Ft Per Day	Off-peak Season Rate Per Ft Per Day	Peak Season Minimum Charge	Off-Peak Season Minimum Charge
Recreational Vessels					
Under 50 ft	\$1.25	\$1.35	\$1.00	\$25.00	\$20.00
51 ft to 69 ft	\$1.25	\$1.60	\$1.00	n/a	n/a
70 ft to 99 ft		\$ 1.75			
100 ft. & over		\$2.00			

Holiday Rates – See Item 2100(I)	\$2.00 per foot/per day
Charter Vessels.....	\$1.50 per round trip
Licensed 6-Passenger.....	\$25.00 per vessel per round trip
Kayak.....	\$10.00/day

(B) HOURLY MOORAGE RATES

Subject to Notes 1, 2, and 4

(C) MONTHLY MOORAGE RATES

Rate per vessel foot (LOA) per month Subject to Note 8.

Berth Sizes	Rate/Vessel Ft (LOA) Per Month
Up to 30 ft.....	\$ 9.67
31 ft to 40 ft.....	\$10.57
41 ft to 50 ft.....	\$11.87
51 ft to 64 ft.....	\$12.59
65 ft and over.....	\$13.17

(D) COMMERCIAL MONTHLY MOORAGE RATES

Rate per vessel foot (LOA) per month Subject to Note 8.

Berth Sizes	Rate/Vessel Ft (LOA) Per Month
Up to 30 ft.....	\$11.45
31 ft to 40 ft.....	\$12.48
41 ft to 50 ft.....	\$13.18
51 ft to 64 ft.....	\$13.87
65 ft to 69 ft.....	\$14.56
65 ft and over.....	\$14.91

(E) SMALL CRAFT

At times, Bell Harbor Marina Management may designate certain areas of the Marina suitable for small craft moorage at the following rate:

Overnight \$10.00

(F) EVENT RATES

Persons and/or organizations interested in reserving large areas of the Marina for the purpose of holding an event must submit an Application for Special Events packet to Bell Harbor Marina Management at least ninety-days (90) prior to the move-in date. The rate for such usage is as follows:

\$.0377 per square foot per day (Subject to Notes 6 and 7)

(G) KAYAK MONTHLY STORAGE RATE

\$50.00 per month (Subject to Note 8)

Note 1 Any boat with a beam exceeding 3/8 its overall length shall be charged two (2) times the moorage rate.

Note 2 See [Items 2210\(A\)](#) and [2210\(D\)](#) for conditions and limitations.

Note 3 Charter vessels requesting a reservation shall be charged the moorage rate in accordance with [Item 2220\(A\)](#). The total moorage charge, including the non-refundable reservation fee for each round trip visit reserved, must be received or arranged for at least 72 hours prior to the reservation date. The moorage charge is refundable only if the reservation is canceled at least 72 hours prior to arrival.

Note 4 Commercial vessels authorized by Bell Harbor Marina Management to use Bell Harbor Marina shall be assessed two (2) times the recreational vessel daily moorage rate. See [Item 2310\(C\)](#).

Note 5 To achieve maximum utilization of marina space, the Interagency Committee for Outdoor Recreation Off-Peak Season definition has been applied to low-usage days during the Peak Season (Sunday through Thursday.)

Note 6 Interagency Committee for Outdoor Recreation approval may be required for event to occur.

Note 7 Rates reflect rental of space only, and does not include charges for labor, staff, utilities and other services necessary to accommodate the event.

Note 8 Leasehold tax is in addition to named rates.

End of Section, return to [General Index](#)

SECTION TWO, PART 3 – RULES AND REGULATIONS **Applying at Bell Harbor Marina Only**

ITEM 2300 **RULES AND REGULATIONS**

(A) SEAWORTHINESS

Vessels moored at Bell Harbor Marina must, at all times, be completely seaworthy and ready for immediate navigation in local waters.

A vessel owner, charterer, or operator must grant permission when requested for an onboard vessel inspection by Bell Harbor Marina Management, U. S. Coast Guard, Seattle Fire Department, Port Police, Municipal Police, King County Deputy Sheriff, and others possessing legal authority. Refusal to grant boarding for inspection is deemed in non-compliance with the above article.

(B) MOORING

Vessels are responsible for adequate fendering to protect against damage to the pier and other vessels and for securing the vessel with adequate bow, stern and spring lines. Four (4) or more lines are required.

(C) DISCHARGE OF SEWAGE

Discharge of sewage from vessels while moored at Bell Harbor Marina is prohibited.

(D) STORAGE ON THE PIER

Vessels using Bell Harbor Marina are required to keep their gear and the pier in the vicinity of the vessel neat, clean and orderly.

There is no storage of any items permitted on the docks.

Storage of oily rags, open paints or other flammable or explosive material on Bell Harbor Marina or in the transit sheds is prohibited.

ITEM 2310
RULES AND REGULATIONS

(A) RECREATIONAL VESSEL REGISTRATION AND PROCEDURES

(1) Registration

All recreational vessels shall be registered by the owner, charterer, or operator immediately upon arrival at the Harbormaster Office. Vessels shall be subject to the moorage charges named in [Item 2220\(A\)](#), to be paid upon arrival of the vessel to the Marina.

Vessels leaving and returning during their registered visit do so at their own risk and are not guaranteed the same space, or any space, upon their return.

(2) Restricted Use

Moorage for commercial vessels, other than charter and excursion vessels, is not permitted at Bell Harbor Marina during Peak Season, except at Dock T and Charter Dock, without specific approval of Bell Harbor Marina Management. See [Items 2300\(A\)](#) and [\(B\)](#). Bell Harbor Marina will not be used for the sale or brokerage of boats or other business purposes without specific approval of Bell Harbor Marina Management. “For Sale” signs or other advertisement signs or banners are not permitted without the written consent of Bell Harbor Marina management.

(3) Guest Moorage Time Limit

Vessels may moor at Bell Harbor Marina for a maximum of 14 days per visit during Peak Season. Vessels must leave for at least 24 hours before beginning another visit.

(4) Unregistered Boats

A vessel which remains at the Marina and is unregistered for a period longer than 1 hour is subject to impound and/or removal pending settlement of all charges. See [Item 1300\(E\)](#) and [\(F\)](#).

(5) Reservations

(a) Individual

Individual reservations shall be taken for boaters who wish to reserve a slip for an overnight stay or longer. Beginning the 2nd Monday of each year, reservations will be taken through the end of the following year. Beginning July 1st of each year, reservations will be taken for the following Off-Peak Season. See [Items 2210\(C\)\(1\)](#) and [2220\(A\)](#). Bell Harbor Marina Management reserves the right to change berth assignments as needed to allow for the best use of the facility and comfort of the customers. A reservation does not necessarily guarantee

in and out privileges and all vessels, reserved or not, are subject to rafting during peak occupancy levels.

(b) Group

Group reservations shall be taken for organized groups of 8 or more vessels. Exceptions may be made during the Off-Peak Season subject to availability and occupancy. Group reservations must be made at least 14 days in advance.

Note: All reservations are non-refundable.

(B) CHARTER VESSEL REGISTRATION AND PROCEDURES

(1) Registration

All charter vessels owners or operators shall pre-register at the Marina Office prior to arrival. Reservations shall be taken for all charter vessels and shall be subject to the moorage charges named in [Item 2220\(A\)](#). Charter vessels shall moor in assigned areas only.

(2) Declaration of Security

In compliance with 33CFR105 (Code of Federal Regulations), all passenger vessels certificated to carry 150 passengers or more must have a Declaration of Security registered with the marina/terminal office of calling prior to arrival. Under no circumstances will such vessels be allowed to enter the marina/terminal without a valid Declaration of Security prior to arrival.

(3) Terms and Conditions

Charter vessels must sign a Charter Vessel Operator Agreement prior to authorization for moorage at Bell Harbor Marina. Failure to comply with the terms and conditions of the Charter Vessel Operator Agreement will result in termination of moorage privileges.

(4) Time Limit

The maximum time allowed to load or unload at the charter float is one (1) hour. Based on availability, a vessel which remains after the established time limit will be assessed two (2) times the moorage charge for the remainder of its stay.

(C) TRIBAL FISHING VESSEL REGISTRATION AND PROCEDURES

(1) Conditions

According to a 1994 agreement signed by the Muckleshoot and Suquamish Tribes and the Port of Seattle, Muckleshoot and Suquamish tribal fishing vessels shall be provided moorage space at Bell Harbor Marina during the fishing season only, as defined by the annual fishing regulations of each tribe.

(2) Registration

Tribal vessels shall register and show proof of tribal affiliation upon arrival at Bell Harbor Marina.

(3) Moorage

Active tribal fishing vessels shall be exempt from moorage fees during the tribal fishing season only. Moorage for tribal fishing vessels is limited to designated areas of Dock T unless authorized by Bell Harbor Marina Management. Inactive tribal fishing vessels may be subject to moorage charges.

End of Section, return to [General Index](#)

SECTION THREE, PART 1 – DEFINITIONS

Applying at Fishermen’s Terminal and Maritime Industrial Center Only

ITEM 3100
DEFINITIONS

(A) ACTIVE FISHING VESSEL

A vessel which is registered or documented for “Fishery” and is engaged in a bona fide commercial fishing operation under one (1) or more valid licenses, which may include, but are not limited to, a current season fishing license, current season fish tickets, landing permits, or other proof to establish fishing activity. Vessel must be rigged for licensed fishery (or fisheries).

(B) CHARTER VESSELS

Charter vessels are defined as commercial vessels used or designed for the transport of passengers, whether for profit or non-profit.

(C) COMMERCIAL VESSEL

Any vessel that is used for purposes other than enjoyment, sport, leisure or pleasure, including but not limited to fishing vessels that do not meet Fishermen’s Terminal criteria for active fishing vessels, loading or unloading of freight, chartering of boat from which fish is taken for personal use, any use involving research or development of underwater resources, any use that has the primary purpose of generating marine dependent retail or other profit for the owner or operator of the vessel. Subject to Note.

Note: At Fishermen’s Terminal only, bare boat charters, timeshares, and other commercially owned vessels used for the operator’s recreational purpose are defined as non-commercial vessels (See [Item 3100\(B\)](#))

(D) NON-COMMERCIAL VESSEL

Any vessel that is used solely for the purpose of enjoyment, sport, leisure or pleasure. Any vessel that is otherwise defined as a commercial vessel can be considered a non-commercial vessel when used by the owner or operator during a period of time where the use is solely for the owner or operator's personal enjoyment, sport, leisure or pleasure and not combined with any commercial use as defined above.

(E) TRANSIENT MOORAGE

Short-term berthage, for use of moorage facilities whereby the vessel is granted authority to moor, but does not enter into a Monthly Moorage Agreement.

(F) VIOLATION VESSELS

Any vessel entering and remaining at Fishermen's Terminal without authorization; or remaining at Fishermen's Terminal after moorage has been terminated.

End of Section, return to [General Index](#)



SECTION THREE, PART 2 – DEPOSITS, FEE AND RATES

Applying at Fishermen's Terminal and Maritime Industrial Center Only

ITEM 3200
DEPOSITS

There are no deposits applying at the Maritime Industrial Center.

ITEM 3210
FEES

(A) BOAT PUMPING FEE (WITH OPERATOR)

\$50.00 per hour with a minimum fee of one (1) hour.

(B) BOAT PUMP RENTAL FEE (ELECTRIC - WITHOUT OPERATOR)

\$19.86 per hour with a minimum fee of one (1) hour. Maximum rental period is two (2) hours.

(C) EQUIPMENT RETRIEVAL FEE

There is a charge of \$39.73 per hour, with a one-half (½) hour minimum, for the retrieval of Port of Seattle equipment not returned to the Fishermen's Terminal or Maritime Industrial Center offices.

(D) FLOAT FEES

Stationary Work Floats – No fee will be charged moorage customers using stationary work float space with prior authorization. Vessels using the stationary work float space without prior authorization or remaining beyond the authorized period of ten (10) days will be charged the transient moorage rate for the appropriate type of vessel. (See [Item 3220](#))

(E) FLYING FORKS RENTAL FEE

\$25.14 For each five (5) hour period or fraction thereof. Fee applies for each usage not to exceed a period of five (5) hours. Any time in excess of five (5) hours shall be \$5.02 per hour.

(F) FORKLIFT RENTAL FEE (WITH OPERATOR)

	Rate per Hour Except As Noted
3 ton or less	\$77.60 (minimum fee of 1 hour)
Over 3 ton.....	\$77.60 (minimum fee of 1 hour)

(G) FORKLIFT RENTAL FEE (WITHOUT OPERATOR)

	Rate per Hour Except As Noted
3 ton or less	\$45.21 (minimum fee of 1/2 hour)
Over 3 ton.....	Not available
	Driver must be qualified by Management

(H) GARBAGE FEE

Garbage container fee is \$48.57 per one and one-half (1-1/2) cubic yard container of garbage. Minimum charge is \$48.57 per container. (See Note)

Note: Does not apply at Maritime Industrial Center.

(I) HOIST FEE

<u>Type/Size</u>	<u>Minimum Usage</u>	<u>Rates</u>
Cranes (Dock 9 & 6)	0.5 Hour	\$22.10
West Wall Hoist 3 tons	0.5 Hour	\$45.20
West Wall Crane 3 ton	0.5 Hour	\$77.59

Hoists and cranes are not intended for use by boats requiring overhaul, repair, boat painting, etc.

(J) NET REPAIR AREA FEE

Open areas provided for repairing nets are free to tenants paying net locker rental when prior use of same is reserved for such tenants. When available for others the charge for use of areas shall be:

Seine or Trawl Net per day or fraction.....\$19.13

(K) WAITING LIST FEE

Gear locker waiting list fee is \$50.00 - \$25.00 of this fee will be applied to the gear locker rental upon assignment or may be refunded upon written request to remove name from the waiting list. The remaining \$25.00 is non-refundable.

ITEM 3220
MOORAGE RATES

(A) ACTIVE FISHING VESSELS BY PERMANENT MOORAGE AGREEMENT

- (1) Charges based on registered length of vessel.
- (2) Leasehold tax is in addition to named rates.
- (3) Minimum billing rate for fishing vessels is 30 feet

Registered Length	Monthly Rate Per Foot or Fraction Thereof	Minimum Charge
0 ft thru 79 ft (3)	\$4.79	\$146.81
Over 79 ft thru 125 ft	\$7.71	
Over 125 ft	\$9.80	

(B) ACTIVE FISHING VESSELS BY TRANSIENT MOORAGE AGREEMENT

- (1) Will pay a daily rate, based on overall length of vessel.
- (2) Leasehold tax, if applicable, is in addition to named rates.
- (3) These charges are in addition to other moorage fees elsewhere in Fishermen’s Terminal or other boat harbors.

Length Overall	Daily Rate Per Foot or Fraction Thereof	Minimum Charge
Not exceeding 79 ft	\$0.52 per day	\$15.60
Over 79 ft thru 125 ft	\$0.84 per day	\$67.57
Over 125 ft	\$1.15 per day	\$144.90

(C) CHARTER VESSELS

- (1) Monthly and transient moorage rates will be the same as those for commercial vessels (See [Items 3220\(D\)](#) and [\(E\)](#)).
- (2) Loading and unloading passengers (charges based on overall length of vessel): \$1.20 per foot per round trip per day

(D) COMMERCIAL VESSELS BY MONTHLY MOORAGE AGREEMENT

- (1) Charges based on registered length of vessel.
- (2) Leasehold tax is in addition to named rates.

Registered Length	Monthly Rate Per Foot or Fraction Thereof	Minimum Charge
Not exceeding 79 ft	\$716	\$214.75
Over 79 ft thru 125 ft	\$8.51	\$668.00
Over 125 ft	\$10.00	\$1,236.90

(E) COMMERCIAL VESSELS BY TRANSIENT MOORAGE AGREEMENT

- (1) Will pay a daily rate, based on overall length of vessel.
- (2) Leasehold tax, if applicable, is in addition to named rates.
- (3) These charges are in addition to other moorage fees elsewhere in Fishermen’s Terminal or other boat harbors.

Length Overall	Daily Rate Per Foot or Fraction Thereof	Minimum Charge
Not exceeding 79 ft	\$0.76 per day	\$22.79
Over 79 ft thru 125 ft	\$0.96 per day	\$76.80
Over 125 ft	\$1.20 per day	\$151.20

(F) NON-COMMERCIAL/RECREATIONAL VESSELS BY MONTHLY MOORAGE AGREEMENT

- (1) Charges based on overall length of vessel.
- (2) Leasehold tax is in addition to named rates.
- (3) Minimum billing rate for non-commercial vessels is 20 feet

Length Overall	Monthly Rate Per Foot or Fraction Thereof	Minimum Charge
0 ft to 20 ft		\$159.60
21 ft to 30 ft	\$7.98	
31 ft to 40 ft	\$8.30	
41 ft to 50 ft	\$9.12	
51 ft to 60 ft	\$9.20	
61ft to 79 ft	\$10.28	
Over 79 ft to 125 ft	\$10.46	
Over 125 ft	\$11.62	

(G) NON-COMMERCIAL/RECREATIONAL VESSELS BY TRANSIENT MOORAGE AGREEMENT

- (1) Will pay a daily rate, based on overall length of vessel.

Length Overall	Daily Rate Per Foot or Fraction Thereof	Minimum Charge
Over 19 ft to 40 ft	\$0.80 per day	\$16.00
Over 40 ft to 79 ft	\$0.80 per day	\$32.00
Over 79 ft to 125 ft	\$1.00 per day	\$80.00
Over 125 ft	\$1.25 per day	\$157.50

**ITEM 3230
STORAGE RATES**

(A) DRY LAND STORAGE FOR FISHING VESSELS (SEINE SKIFFS)

Dry land storage for active fishing vessels/seine skiffs shall be \$3.22 per foot per month or any portion thereof. Charges are based on overall length of vessel. Leasehold tax, if applicable, is in addition to named rates. Minimum charge shall be \$51.57

Dry land storage for inactive fishing vessels/seine skiffs shall be \$5.65 per foot per month or any portion thereof. Charges are based on overall length of vessel. Leasehold tax, if applicable, is in addition to named rates. Minimum charge shall be \$113.73.

(B) DRY LAND STORAGE

Dry land storage shall be \$0.28 per square foot per month or any portion thereof. Minimum charge shall be \$45.28. Leasehold tax, if applicable, is in addition to named rates. If a forklift is used to place an item into or take an item out of storage, a fee will be charged (See [Items 1210\(D\)](#) and [\(E\)](#)). (See [Item 3230\(E\)](#) for storage of nets on Port of Seattle pallets in fenced yards.)

(C) DRY LAND STORAGE FOR POTS

Dry land storage for pots shall be \$0.071 per pot per day for the first thirty (30) days, and \$0.13 per pot per day thereafter. Minimum charge shall be \$18.25 per month or any portion thereof.

(D) GEAR LOCKER RENTAL

- (1) Gear locker rental shall be \$0.46 per square foot, per month, per locker (minimum rental fee based on 200 square feet) on gear lockers (net sheds) N-3, N-4, N-5, N-6, N-7, N-8, N-9, N-10 and N-11 (located at Fishermen's Terminal).

(E) NET STORAGE ON PORT OF SEATTLE PALLETS

Storage for nets on the net pallets provided by the Port of Seattle shall be \$44.10 per pallet per month or any portion thereof. Leasehold tax, if applicable, is in addition to named rates. If a forklift is used to place a Port of Seattle pallet into storage, a fee will be charged (See [Item 1210\(D\)](#) and [\(E\)](#)). No forklift fee shall be charged for taking a Port of Seattle pallet out of storage.

(F) SHORT TERM DESIGNATED LAND STORAGE

Management, from time to time, may authorize short-term storage of fishing gear in other areas of the Terminal not designated in this tariff. There shall be a charge of \$21.35 per day for such short-term designated land storage.

End of Section, return to [General Index](#)



SECTION THREE, PART 3 – RULES AND REGULATIONS

Applying at Fishermen’s Terminal and Maritime Industrial Center Only

ITEM 3300

RULES AND REGULATIONS

(A) PRIORITY OF MOORAGE ASSIGNMENT

- (1) Fishermen’s Terminal is intended to serve primarily as a facility for the fishing industry. Priority for vessels mooring at Fishermen’s Terminal will be given to those vessels actively engaged in bona fide commercial fishing operations (See [Item 3100\(A\)](#)). Second priority will be given to vessels actively engaged in commercial marine operations (See [Item 3100\(B\)](#) and [\(C\)](#)), and vessels that were actively engaged in commercial fishing operations but which became inactive. Third priority will be given to vessels not actively engaged in commercial fishing or marine operations, including non-commercial vessels (See [Item 3100\(D\)](#)).
- (2) The Port shall be the exclusive judge of whether a particular vessel is actively engaged in bona fide commercial operations.

Note 1: A vessel otherwise qualifying as active within the meaning of [Item 3100\(A\)](#), but which is prohibited from engaging in commercial fishing operations by reason of government mandated closure of the fishery(ies) in which it would otherwise operate, shall be considered as actively engaged in bona fide commercial fishing operations.

Note 2: Vessels that were actively engaged in commercial fishing operations but become inactive will be charged the commercial moorage rate.

Note 3: Vessels that were actively engaged in commercial marine operations but become inactive will be charged the non-commercial moorage rate.

(B) LIMITATIONS ON USE OF TERMINAL

Vessels not engaged in commercial fishing or marine operations (including recreational vessels) shall not displace vessels engaged in commercial fishing or commercial marine operations. Non-commercial vessels will be placed on a slip-by-slip basis in vacant moorage areas, the number as deemed appropriate by Fishermen's Terminal management and as determined by staff to be in a manner that fits into the best interests of the commercial fishing community.

(C) MOORAGE AT A WORKING TERMINAL

Owners and operators of non-commercial vessels will be informed that assigned moorage may be affected by the customary activities (e.g., noise, light, odors) at a working terminal. All reasonable steps shall be taken to maintain the industrial nature and function of Fishermen's Terminal and to minimize the effects of vessels not engaged in commercial fishing or commercial marine operations on the industrial nature and function of Fishermen's Terminal.

(D) PRIORITY OF TERMINATION

In the event a moorage waiting list for active commercial fishing vessels is created by, moorage agreements will be immediately terminated in the following order:

- (1) Non-commercial vessels
- (2) Vessels that were actively engaged in commercial marine operations but have become inactive.
- (3) Inactive commercial fishing vessels

(E) VESSEL REGISTRATION AND PROCEDURES

All vessels must be registered by owners or operators immediately upon arrival at the Terminal office. Vessels will be subject to the moorage charges named in [Item 3220](#).

(F) VESSEL REPAIRS

- (1) Repair – work performed on vessels berthed at the Terminal must be accomplished in a manner, which avoids interference with other pier users and does not constitute any hazard to persons or property.
- (2) Permit - Prior to beginning repair work, a permit must be obtained from Management. The permit is subject to all rules Management deems necessary.
- (3) Responsibility – It is the responsibility of the boat owner to notify Management when the work has been completed.

(G) REMOVAL OF VESSELS

Once a vessel is determined to be in violation of this tariff, the Port is authorized to pursue any available legal recourse to remove the vessel from Fishermen's Terminal (see [Item 1300\(E\)](#) and [\(F\)](#)).

(H) DECLARATION OF SECURITY

In compliance with 33CFR105 (Code of Federal Regulations), all passenger vessels certificated to carry 150 passengers or more must have a Declaration of Security registered with the marina/terminal office of calling prior to arrival. Under no circumstances will such vessels be allowed to enter the marina/terminal without a valid Declaration of Security prior to arrival.

End of Section, return to [General Index](#)

SECTION FOUR, PART 1 – DEFINITIONS
Applying at Harbor Island Marina Only

ITEM 4100
DEFINITIONS

(A) COMMERCIAL VESSEL

Commercial vessels are defined as tugs, barges, tour-boats, etc., engaged in business for hire.

(B) DOCKAGE

Normal dockage applies to commercial vessels. For rates see Port of Seattle Terminals Tariff No. 5, Item 7000.

(C) SMALL BOAT

Small boats are less than 100 feet LOA, not engaged as commercial vessels.

(D) LIVEBOARD

The Port defines a liveaboard as any person who sleeps aboard a vessel more than fifteen (15) days in any month while the vessel is moored at the Marina.

End of Section, return to [General Index](#)

SECTION FOUR, PART 2 – DEPOSITS, FEES AND RATES
Applying at Harbor Island Marina Only

ITEM 4200
LIVEBOARD FEES

(A) LIVEBOARD FEE

A monthly fee of \$49.75 per berth/vessel plus leasehold tax is required in order to maintain authorization to liveaboard.

ITEM 4210
MOORAGE RATES

(A) MONTHLY MOORAGE - COMMERCIAL

Rate per lineal foot or fraction thereof of overall vessels length and/or berth length whichever is greater is \$9.96 (Subject to Note).

(B) MONTHLY MOORAGE – NON-COMMERCIAL

Rate per lineal foot or fraction thereof of overall vessel length and/or berth length whichever is greater (Subject to Note).

Berth Size	Rate per Vessel/Berth/Foot per Month
Up to 32 ft.....	\$8.56
33 ft to 40 ft.....	\$8.74
41 ft and above.....	\$8.90

Note: Leasehold tax is in addition to named rates.

(C) WAIT LIST FEE

The moorage wait list fee for Harbor Island Marina is \$25.00 and is non-refundable.

End of Section, return to [General Index](#)

SECTION FOUR, PART 3 – RULES AND REGULATIONS
Applying at Harbor Island Marinas

ITEM 4300
RULES AND REGULATIONS

The Port of Seattle may, upon written notice to the owner, terminate moorage of vessels within ten (10) days after notice in person or by registered mail to the last known address of the owner and by the posting of a copy of such notice on the vessel. If the owner fails to remove the vessel, the Port of Seattle may move the vessel to another location with all expense and risk of loss or damage for account of the owner - and/or exercise any

and all Port rights against the vessels and their owners, including, without limitation, the right of vessel sale, under applicable Federal and State law.

Any vessel which, in the opinion of the Port or Manager, is in danger of sinking or is a hazard to other vessels or the premises may be removed forthwith with all expense and risk of loss or damage for the account of vessel's owner; or, should the Port be obliged to render salvage services to any vessel, the costs thereof shall be for account of the owner.

The Port of Seattle shall be entitled to recover costs and expenses, including reasonable attorney's fees and court costs incurred in termination, removal, or salvage as covered in this item.

To the extent not inconsistent with the provisions of this item, all rules and regulations published in [Items 1100\(B\)](#), [1100\(F\)](#), [1100\(G\)](#), [1300\(A\)](#), [1300\(D\)](#), [1300\(F\)](#) and [5300](#) of this tariff are applicable. The Chief Executive Officer or his designee may at their option condition continued moorage of a vessel at a Port operated small boat marina on all owners of the vessel signing a moorage agreement on the terms set forth in [Items 1100\(F\)](#) and [5300](#).

ITEM 4310 **DECLARATION OF SECURITY**

In compliance with 33CFR105 (Code of Federal Regulations), all passenger vessels certificated to carry 150 passengers or more must have a Declaration of Security registered with the marina/terminal office of calling prior to arrival. Under no circumstances will such vessels be allowed to enter the marina/terminal without a valid Declaration of Security prior to arrival.

SECTION FIVE, PART 1 – DEFINITIONS **Applying at Shilshole Bay Marina Only**

ITEM 5100 **DEFINITIONS**

(A) MANEUVERING

- (1) The Port defines all water areas east of and inside the breakwater of Shilshole Bay Marina as narrow channels as defined by the U. S. Inland Rules of the Road. Therefore:
 - (a) All boats under 20 meters (66 feet) in length, whether power-driven or under sail, must yield the right-of-way to boats over 20 meters; and
 - (b) For boats under 20 meters, power-driven vessels (including sailing vessels under mechanical propulsion) must keep out of the way of a vessel not under command, restricted in her ability to maneuver, or under sail.
 - (c) Sail-driven vessels must keep out of the way of a vessel not under command or restricted in her ability to maneuver.

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- (2) Maneuvering under sail within the confines of the Shilshole Bay Marina is prohibited. However, a vessel may maneuver under sail where that is the vessel's sole means of propulsion.
- (3) The movement of boats within the moorage area (between piers) must be for the purpose of mooring, entering or leaving a slip only. Random cruising by power-driven vessels is not permitted.
- (4) Boats, vehicles, property, gear or equipment must be parked, stored, moored or maneuvered in a safe and orderly manner.
- (5) The boat harbor speed limit is four (4) knots.

(B) LIVEABOARD

The Port defines a liveaboard as any person who sleeps aboard a vessel more than fifteen (15) days in any month while the vessel is moored at the Marina.

End of Section, return to [General Index](#)

SECTION FIVE, PART 2 – DEPOSITS, FEES AND RATES

Applying at Shilshole Bay Marina Only

ITEM 5200
DEPOSITS

(A) HOIST CARD KEY DEPOSIT

A deposit of \$50.00 will be assessed for hoist card keys. Customers will be required to sign a "Hold Harmless Agreement".

ITEM 5210
FEES

(A) BOAT PUMPING FEE

With Operator..... \$50.00 per hour with a minimum fee of one (1) hour.

Without Operator..... Submersible boat pump rental fee is \$15.00 per hour.
Maximum rental of twenty-four (24) hours with a minimum charge of one (1) hour.

(B) ELECTRIC FEES

Service at 120 volts, single 3 wire, 30 or 50-ampere capacity, may be made available to any vessel at most berths (with the exception of I-dock) for a service charge of \$100.00 paid in advance and non-refundable. The power may be modified or upgraded to fit the needs of the vessel.

(C) GUEST MOORAGE ELECTRICAL USAGE FEE

Vessels requesting electricity for guest moorage will be charged an electrical fee based upon the power usage.

Power	Fee
30 AMP.....	\$3.00 per day
50 AMP.....	\$5.00 per day
100 AMP.....	\$10.00 per day

(D) HOIST FEE

Hoist usage is \$33.00 per hour with one-half (1/2) hour minimum of \$16.50.

Hoist are not intended for use by those boats requiring overhaul, repair, boat painting, etc.

A daily fee of \$33.00 may be given to fish buyers utilizing hoists during the season when the State of Washington has authorized openings for commercial fishing. In addition, wharfage charges and daily fees will be assessed in accordance with current wharfage rates in Port of Seattle Terminals Tariff No. 5.

(E) RESERVATION FEE

- (1) Individual
Individual vessels requesting reservations shall be assessed a non-refundable moorage deposit, payable at least 72 hours in advance, equal to one night's moorage.
- (2) Group
Group reservations with a minimum of eight (8) vessels will be charged a non-refundable moorage deposit equal to one night moorage per vessel, payable at least 14 days in advance.
- (3) Charter Vessels
Charter vessels requesting reservations shall be assessed a non-refundable moorage deposit, payable at least 72 hours in advance, equal to one night's moorage.

(F) SUBLEASE FEE

A sublease fee of \$30.00 will be assessed for each sublease application.

(G) KEY/FOB FEE

A fee of \$10.00 will be assessed for extra or replacement key/fobs or bike locker keys.

(H) WAIT LIST FEE

The moorage wait list fee is \$100 and is non-refundable. For promotional and marketing purposes, a promotional discount may be issued for a reduced wait fee for a specified period of time.

(I) CHANGE REQUEST FEE

A first time fee of \$10.00 will be charged to a moorage customer requesting to move into a different moorage slip. Each subsequent change request by the same customer to move to a different moorage slip will be \$35.00.

(J) LIVEBOARD FEE

A monthly fee of \$49.75 per berth/vessel, plus leasehold tax, is required in order to maintain authorization to liveaboard. The fee will increase 3% annually for 5 years, beginning September 1, 2007 and ending September 1, 2012, after which the fee may be reassessed in conjunction with the contract between the Port of Seattle and the Shilshole Bay Marina Live-Aboard Association.

(K) PARKING PERMIT FEE

A fee of \$60.00 will be charged for one additional or to replace a current year parking permit at Shilshole Bay Marina.

(L) DINGHY RACK FEE

A monthly fee of \$5.00 per berth, plus leasehold tax will be charged for the installation and use of a dinghy rack for storage of a dinghy and/or a bicycle.

ITEM 5220
MOORAGE RATES

(A) DAILY GUEST MOORAGE RATE PER FOOT OF LOA

Subject to Notes 2, 3 and 4.

	Peak Season Rate Per Foot Per Day	Off-peak Season Rate Per Foot Per Day	Peak Season Minimum Charge	Off-peak Season Minimum Charge
Recreational Vessels	\$1.15	\$0.85	\$20.00	\$15.00
Over 50 Feet	\$1.50	\$1.00	None	None
Charter and Excursion	\$1.30	\$1.30	\$24.00	\$26.00
Hourly (0-6)	\$0.25	\$0.25	None	None

(B) EVENT RATES

Persons and/or organizations interested in reserving large areas of guest moorage for special events must submit a proposal to management at least ninety (90) days prior to the move-in date and receive management approval to receive square footage rates as follows:

Water area.....\$0.0342 per square foot per day
This rate cannot supersede or be used in lieu of moorage rates.

Land area\$0.0388 per square foot per day
A minimum charge of \$125.00 per day will be applied to Land area use or a minimum of the square foot rate, whichever is greater.

(C) MONTHLY MOORAGE AGREEMENT - COMMERCIAL

Eliminated - Covered under 5220 (D)

(D) MONTHLY MOORAGE AGREEMENT - NON-COMMERCIAL

Rate per berth foot per month assigned, Subject to Note 1.

Berth sizes:	Rate per Berth Foot per Month
Up to 21 feet.....	\$179.00/mo
22 to 26 feet.....	232.70/mo
Up to 30 ft.....	\$8.95
31 ft to 34 ft.....	\$9.31
35 ft to 36 ft.....	\$9.45
37 ft to 38 ft.....	\$9.63
39 ft to 40 ft.....	\$9.82
41 ft to 42 ft.....	\$10.04
43 ft to 46 ft.....	\$10.61
47 ft to 50 ft.....	\$11.03
51 ft to 66 ft.....	\$11.89
66 ft to 110 ft.....	\$12.68
111 ft and over.....	\$14.79

(E) WATER AREA FOR FLOATS OWNED BY TENANT

\$.146 per square foot of water space per month.

Note 1: Leasehold tax is in addition to named rates.

Note 2: See [Item 5210\(C\)](#) for conditions and limitations. Rate may be adjusted by the manager to control and make the best use of the space.

Note 3: Any boat with a beam exceeding three-eighths (3/8) its overall length will be charged double the daily rate, when moored between finger floats.

Note 4: When adjustment is made to rate, [Item 5220\(B\)](#) "Event Rates" is to be adjusted in the same proportion.

ITEM 5230
STORAGE RATES

Subject to Note 1
Rate per LOA.

	Rate per Foot	Minimum Charge per Month
<u>(A) DRY STORAGE</u>		
Annual Lease	Eliminated	Eliminated
Month-to-month lease	\$6.45	\$129.00
<u>(B) KAYAK MONTHLY STORAGE</u>		
Subject to Note 1		\$31.02
Note 1: Leasehold tax is in addition to named rates.		

End of Section, return to [General Index](#)

SECTION FIVE, PART 3 – RULES AND REGULATIONS
Applying at Shilshole Bay Marina Only

ITEM 5300
RULES AND REGULATIONS

(A) COMMERCIAL FISHING VESSEL MOORAGE

(1) Conditions

Moorage for commercial fishing vessels as provided for in this item applies only when such vessels are moored in areas and locations designated for such use by signs labeled “Commercial Vessels”. For moorage in other areas, See [Item 5220](#).

(2) Moorage

Per Vessel: During season when the State of Washington has authorized Area 10 open for commercial fishing, or as posted at Shilshole Bay Marina, vessel will be subject to daily fishing rate in accordance with [Item 3220\(B\)](#). Total moorage charges during any calendar month, however, shall not exceed the applicable monthly rate for fishing vessels as provided for in [Item 3220\(A\)](#). To be entitled to this rate, FISH TICKETS MUST BE PRESENTED AS PROOF OF FISHING TIME, and vessel must actually be engaged in commercial fishing at least fifty percent (50%) of the days fishing is so authorized by the State.

Monthly: See [Item 5220\(C\)](#).

Exempt: According to a 1994 agreement signed by the Muckleshoot and Suquamish Tribes and the Port of Seattle, Muckleshoot and Suquamish tribal fishing vessels will be exempt from moorage fees at Shilshole Bay Marina during the fishing season only, as defined by the annual fishing regulations of each tribe. All past due amounts owing for moorage by any tribal member must be paid in full; the Port may bar use of Shilshole Bay Marina until such time as past due amounts owing are fully paid.

(3) Registration and Procedures

(a) Charges Due Upon Arrival

All moorage charges must be paid upon arrival of the vessel to the Marina.

(b) Registration

Vessels will be subject to the charges outlined in [Item 5300\(A\)](#) during commercial fishing season and [Item 5220\(A\)](#) at other times.

(c) Use Denied

Vessel owners and operators are cautioned that the Port reserves the right to deny use of the Port facilities for moorage or other purposes to those persons who fail to comply with Marina regulations and procedures, or who fail to pay charges and fees promptly when due. To enforce this right, the Port may impound the vessel by chaining it to the pier until compliance by payment of charges in full.

(d) Use Deemed Acceptance

Use of Marina facilities by a vessel owner or operator is evidence of his consent and agreement to these enforcement procedures.

(B) GUEST REGISTRATION

(1) Reservations

(a) Individual

Individual reservations shall be taken for boaters who wish to reserve a slip for an overnight stay or longer. Shilshole Bay Marina Management reserves the right to change berth assignments as needed to allow for the best use of the facility and comfort of the customers. A reservation does not necessarily guarantee in and out privileges and all vessels, reserved or not, are subject to rafting during peak occupancy levels.

(b) Group

Group reservations shall be taken for organized groups of 8 or more vessels. Exceptions may be made during the Off-Peak Season subject to availability and occupancy. Group reservations must be made at least 14 days in advance.

Note: All reservation deposits are non-refundable.

(2) Charter Vessel Registration and Procedures

Reservations taken for all charter vessels and shall be subject to the moorage charges named in [Item 5220\(A\)](#). Charter vessels shall moor in assigned areas only.

(3) Registration

All guest boats must register and pre-pay for moorage fees immediately upon arrival at the Marina office or after office hours at the self-registration station located in the Marina Building.

(4) Restricted Use

Guest or transient moorage space will not be used for sale or brokerage of boats or for other business purposes without specific approval of the manager. Boats displaying signs or other indications that boat is “for sale” or engaged in the solicitation of business or advertised as such in other communication channels will be charged two (2) times the daily moorage rate specified in this tariff.

(5) Time Limit

A time limit for moorage at the guest dock may be established by the Manager to meet operational needs. A vessel which remains after the established time limit will be assessed twice the daily guest moorage charge for the remainder of its stay.

(6) Unregistered Boats

A vessel which remains at the Marina guest dock and is unregistered for a period longer than one (1) day may be impounded pending settlement of all charges. A vessel which moors at Shilshole Bay Marina, the owner of which is indebted to the Port for previous moorage, may be impounded immediately.

(C) LIVEBOARD AUTHORIZATION

Conditions

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

(D) DECLARATION OF SECURITY

In compliance with 33CFR105 (Code of Federal Regulations), all passenger vessels certificated to carry 150 passengers or more must have a Declaration of Security registered with the marina/terminal office of calling prior to arrival. Under no circumstances will such vessels be allowed to enter the marina/terminal without a valid Declaration of Security prior to arrival.

[End of Moorage Tariff, return to top](#)