



Notice of Change Moorage Tariff No. 6 HIM

Effective January 1, 2018

at Harbor Island Marina

(Approved Nov. 28, 2017)

- 1. Change Issuing Agent from Lindsay Pulsifer to Stephanie Jones Stebbins, who has assumed the title of Managing Director of Maritime.**

PRESENT:

ISSUING AGENT

Lindsay Pulsifer

Managing Director, Maritime Division

CHANGE:

ISSUING AGENT

Stephanie Jones Stebbins

Managing Director, Maritime Division

- 2. Item 1100. Section A. Title change from Chief Executive Officer to Executive Director.**

PRESENT:

ITEM 1100

DEFINITIONS

A. CHIEF EXECUTIVE OFFICER

The term "Chief Executive Officer" shall mean the Chief Executive Officer of the Port of Seattle and his/her agents.

CHANGE:

ITEM 1100

DEFINITIONS

A. EXECUTIVE DIRECTOR

The term "Executive Director" shall mean the Executive Director of the Port of Seattle and his/her agents.

3. Item 1100. Section K. Add more detail to the definition of “Past Due”.

PRESENT:

ITEM 1100
DEFINITIONS

K. PAST DUE

Any invoice or statement issued for any charge or charges prescribed by this tariff remaining unpaid after the due date.

CHANGE:

ITEM 1100
DEFINITIONS

K. PAST DUE

Invoices are due on the first day of each month. Invoices or statements issued for any charge or charges prescribed by this tariff remaining unpaid on the tenth day of the month are past due.

4. Item 1100. Section K & L. Replace the contents of Sections K & L with definitions of Grandfathered and New Liveboards. Move the original contents of Sections K & L, and move all subsequent Sections up by two.

PRESENT:

ITEM 1100
DEFINITIONS

K. PAST DUE

Any invoice or statement issued for any charge or charges prescribed by this tariff remaining unpaid after the due date.

L. DELINQUENT ACCOUNT

Accounts which remain unpaid, in whole or in part, thirty (30) days or more from statement or invoice date.

CHANGE:

ITEM 1100
DEFINITIONS

K. GRANDFATHERED LIVEBOARD

Grandfathered liveboards are defined as those who made liveboard payments in December of 2015. Grandfathered liveboards pay grandfathered liveboard rates for the term of their agreement. [See Item 3120(B)]

L. NEW LIVEBOARD

New liveboards are those who accept liveboard status at the marina on or after January 1, 2016, and pay the new liveboard rates. [See Item 3120(C)]

5. Item 1100. Add new Section O. Insert definition of “Retainer List”.

PRESENT:

ITEM 1100
DEFINITIONS

O. NONE

CHANGE:

ITEM 1100
DEFINITIONS

O. RETAINER LIST:

The Retainer List is a separate waitlist for customers, who have declined their initial waitlist opportunity for a moorage slip and will not be ready to accept moorage within sixty (60) days of the offer, to retain their original waitlist application date if they would like the option in the future.

6. Item 2100. Section A #7. Update requirements regarding proof of vessel insurance and current Washington State Registration.

PRESENT:

ITEM 2100
RULES AND REGULATIONS

7. All vessels entering the Port premises must have a valid identification permanently affixed to the hull and clearly visible from the outside. Coast Guard registered vessels must have the name of the vessel on the hull. Failure to have either may be cause for refusal or termination of moorage.

CHANGE:

ITEM 2100
RULES AND REGULATIONS

7. All Washington State vessels must have and maintain a current Washington State Vessel Registration that shall be posted on their vessel in clear view. Documented vessels are not required to post their registrations; however, they must supply proof of current vessel registration when requested. Failure to post or provide current Washington State vessel registration may result in termination of moorage.

Moorage customers shall provide up to date proof of vessel insurance and a current Washington State vessel registration, which is required by state law [RCW 88.26.030](#), upon slip assignment and/or as requested by the Port. Non-residents of the state may present the following as a substitute for Washington State vessel registration: Proof of non-residence (vessel may only stay 60 days), a one-year use permit for vessels 30' or longer obtained under [RCW 82.08.700](#) or [82.12.700](#), a nonresident vessel permit under [RCW 88.02.620](#) where use in this state does not exceed 6 months in any continuous 12 month period. Foreign vessels may present a US Customs service cruising license or permits issued by the State of Washington allowing an extended stay.

7. Item 2100. Section A #9. Add language referencing the Required Management Practices (RMPs).

PRESENT:

ITEM 2100
RULES AND REGULATIONS

9. 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. See [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 Port premises, 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.

CHANGE:

ITEM 2100
RULES AND REGULATIONS

9. 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. See [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 Port premises, 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. For more information on environmental regulations, see [Required Management Practices](#) (RMPs).

8. Item 2100. Section A #14. Expand bullet point 14 with information regarding Vessels Containing a Dwelling Unit.

PRESENT:

ITEM 2100
RULES AND REGULATIONS

14. Vessels 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 premises or other vessels or facilities will be denied permission to remain on Port premises.

CHANGE:

ITEM 2100
RULES AND REGULATIONS

14. Vessels which, in the opinion of the Executive Director, do not meet normal safety standards or because of their size or construction are hazardous to the Port premises or other vessels or facilities will be denied permission to remain on Port premises.

Vessels, which in the opinion of the Executive Director, have been altered so that they fail to conform with the manufacturer's vessel design, are not allowed at Port Marinas. Floating Homes, House Barges and vessels that have been modified to serve primarily as a residence and not a navigable vessel are prohibited at Port Marinas.

9. Item 2100. Section A. #15. Add information regarding vessel condition requirements.

PRESENT:

ITEM 2100
RULES AND REGULATIONS

- A.
15. Vessels moored in a Port harbor must, at all times, be completely seaworthy and ready for immediate cruising in local waters. Vessels must be able to maneuver under their own power, using a propulsion system that is consistent with the vessel's original design plans. Affixing tow ropes, outboard engines or other power workarounds does not satisfy the propulsion requirement and may result in a notice of termination.

CHANGE:

ITEM 2100

RULES AND REGULATIONS

A.

15. 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.

10. Item 2100. Section A #33. Update information on the types of work that may be done on a vessel in the marina.

PRESENT:

ITEM 2100

RULES AND REGULATIONS

A.

33. No major repair work or outfitting, spray-painting, sandblasting, sanding, welding or burning on vessels will be performed without specific approval of the Chief Executive Officer and permit from the Fire Department.

CHANGE:

ITEM 2100

RULES AND REGULATIONS

A.

33. No major repair work or outfitting, spray-painting, sandblasting, sanding, welding or burning on vessels will be performed in the marina. Painting, scraping, and refinishing of vessels when in the water is limited to minor touch ups that include a small area on the superstructure, deck and hull above the waterline. All minor painting, scraping and refinishing must be contained and all debris collected. Please note that state law prohibits hull cleaning of vessels treated with sloughing and ablative anti-fouling paints and time based compounds. Extensive repair work and bottom cleaning should occur in a permitted, commercial boatyard.

11. Item 2100. Section D. Delete current contents, and insert Slip Size Restraints as new Section D. Move current Section D contents to Section E, and move all subsequent Sections up by one.

PRESENT:

ITEM 2100

RULES AND REGULATIONS

D. SEAFOOD SALES BY COMMERCIAL FISHERMEN

1. Statement of the Policy

The Port of Seattle grants commercial fishermen the non-exclusive right to sell seafood from commercial fishing vessels at Harbor Island Marina. *(and continuing to end of Section 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 premises. The Chief Executive Officer shall be authorized to publish and enforce appropriate rules to ensure security and safety on Port premises 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 premises by said person, corporation, agent, or employee of a vessel owner. Work performed on vessels moored on Port premises 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.

CHANGE:

ITEM 2100

RULES AND REGULATIONS

D. SLIP SIZE RESTRICTIONS

A few slips at Harbor Island Marina are compromised by obstructions, shallows, or other restrictions. The full slip length as measured may not be usable. Charges for moorage in such slips will be determined by slip size, overall vessel length, or usable span within the slip, per management discretion.

E. SEAFOOD SALES BY COMMERCIAL FISHERMEN

1. Statement of the Policy

The Port of Seattle grants commercial fishermen the non-exclusive right to sell seafood from commercial fishing vessels at Harbor Island Marina. *(and continuing to end of Section E.)*

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 premises. The Chief Executive Officer shall be authorized to publish and enforce appropriate rules to ensure security and safety on Port premises 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 premises by said person, corporation, agent, or employee of a vessel owner. Work performed on vessels moored on Port premises 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.

12. Item 2100. Add new Section J, setting rules for the Retainer List.

PRESENT:

ITEM 2100 RULES AND REGULATIONS

J. NONE

CHANGE:

ITEM 2100 RULES AND REGULATIONS

J. RETAINER LIST

For a fee, customers may request to be transferred from the Waitlist to the Retainer List with the date they were moved to the Retainer List.

If a customer is ready for a slip, they may contact marina staff and be placed back on the Waitlist with their original application date (the date the original application fee was paid). This does not guarantee them a slip immediately, but rather an offer in approximately 90 days based on current turnover rates.

The customer may remain on the Retainer List for up to two years. After two years, the customer will be removed from all POS Waitlists without notice.

Customers may reapply for moorage to get back on a Waitlist by submitting a new moorage application and paying the applicable fee.

13. Item 3100. Section A. Increase Commercial Monthly Moorage by 6%. Change description of how to measure moorage.

PRESENT:

ITEM 3100
MOORAGE RATES

A. MONTHLY MOORAGE-COMMERCIAL

Rate per lineal foot or fraction thereof of overall vessel's length and/or berth length, whichever is greater, is \$11.54.

CHANGE:

ITEM 3100
MOORAGE RATES

A. MONTHLY MOORAGE-COMMERCIAL

\$12.23 will be charged by foot per slip length or ELOV, whichever is greater.

14. Item 3100. Section B. Increase Non-Commercial Monthly Moorage by 6%. Change description of how to measure moorage.

PRESENT:

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	\$9.73
33 feet to 40 feet	\$9.93
41 feet and above	\$10.11

CHANGE:

ITEM 3100
MOORAGE RATES

B. MONTHLY MOORAGE –NON-COMMERCIAL

Rate is charged by foot per slip length or ELOV, 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

15. Item 3100. Section D. Increase Guest Moorage rates by \$0.25 per foot. Increase 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	\$1.25	\$1.50	\$2.00
Off Peak Season Per foot. Per day	\$1.00	\$1.00	\$2.00
All Weekends Per foot. Per day	\$1.25	\$1.50	\$2.00
Hourly (0-6)	\$0.25	\$0.25	\$0.25

CHANGE:

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

16. Item 3120. Section A. Increase the Wait List fee to \$100.00.

PRESENT:

ITEM 3120
FEES

A. WAIT LIST FEE

The moorage wait list fee for Harbor Island Marina is \$25.00 and is nonrefundable.

CHANGE:

ITEM 3120
FEES

A. WAIT LIST

The moorage wait list fee for Harbor Island Marina is \$100.00 and is nonrefundable.

**17. Item 3120. Section B. Change Section title to “Grandfathered Liveaboard”. Increase the fee to \$90.
Add chart detailing continuing changes.**

PRESENT:

ITEM 3120

FEES

B. LIVEABOARD FEE

A monthly fee of \$85.00 per berth/vessel, including leasehold tax, is required in order to maintain authorization to liveaboard.

CHANGE:

ITEM 3120

FEES

B. GRANDFATHERED LIVEABOARD

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

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

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

18. Item 3120. Section C. Delete current contents, and insert New Liveaboard fee explanation as new Section C. Move previous Section C contents to Section D, and move all subsequent Sections up by one.

PRESENT:

ITEM 3120

FEES

C. SERVICE FEE

Rate(s) charged under this tariff and paid by “debit or credit card” may incur a service fee for the added transaction processing costs as required by [RCW 36.29.190](#).

CHANGE:

ITEM 3120

FEES

C. NEW LIVEBOARD

Anyone entering into a liveboard agreement commencing on or after January 1, 2016 will pay a liveboard fee of \$117.35 per month per berth/vessel, including leasehold tax. Timely payment of liveboard fees is required in order to maintain authorization to liveboard. Liveboard fees are subject to review, and may be reassessed in conjunction with other Port of Seattle liveboard facilities.

D. SERVICE FEE

Rate(s) charged under this tariff and paid by "debit or credit card" may incur a service fee for the added transaction processing costs as required by [RCW 36.29.190](#).

19. Item 3120. Add new Section F. Set the cost of Cleat Installation at \$100.

PRESENT:

ITEM 3120

FEES

F. NONE

CHANGE:

ITEM 3120

FEES

F. CLEAT INSTALLATION

A fee of \$100.00, paid in advance and non-refundable, will be charged for installation of each cleat. The cleat installation fee is not subject to sales tax.

20. Item 3120. Add new Section G. Set the Change Request Fee at \$50.

PRESENT:

ITEM 3120

FEES

G. NONE

CHANGE:

ITEM 3120

FEES

G. CHANGE REQUEST

A fee of \$50.00 may be charged to a moorage customer requesting to move into a different moorage slip.

Note: New customers may submit a Change Request free of charge within three days of assignment of moorage.

21. Item 3120. Add new Section H. Add a \$50 Retainer List Fee.

PRESENT:

ITEM 3120

FEES & DISCOUNTS

H. NONE

CHANGE:

ITEM 3120

FEES & DISCOUNTS

H. RETAINER LIST

There is a \$50 one-time, non-refundable, non-transferable fee to be added to the Retainer List.