

RESOLUTION NO. 3480, as Amended

A RESOLUTION of the Port Commission of the Port of Seattle
REPEALING Resolution No. 3233, as Amended,
and accepting the findings and policies of the Harbor
Development Strategy 21 as it pertains to
Fishermen's Terminal.

WHEREAS, support for the region's fishing industry is a fundamental element of the Port of Seattle's mission; and

WHEREAS, Fishermen's Terminal is the home for the North Pacific fishing fleet and is important to the economic vitality and maritime heritage of the community, the city and the region; and

WHEREAS, the Port Commission, responding to market conditions and the changing composition of the North Pacific fishing fleet, adopted Resolution No. 3010, as Amended, in 1987 establishing general development and management policies for Fishermen's Terminal; and

WHEREAS, moorage at Fishermen's Terminal was restricted to vessels actively engaged in a bona fide commercial fishery; and

WHEREAS, in 1997, the Port Commission, having received input from the Fishermen's Terminal Advisory Committee and having completed a market analysis at Fishermen's Terminal, adopted Resolution 3233, as Amended, modifying Resolution 3010 to permit moorage of commercial vessels at Fishermen's Terminal as a second priority; and

WHEREAS, in 2000, the Port of Seattle initiated the Harbor Development Strategy (HDS) 21 and convened the HDS 21 Advisory Committee to assist in developing a new strategic

direction and plan for the Seaport, including Fishermen's Terminal; and

WHEREAS, by Resolution 3457, which was adopted in June 2001, the Port Commission accepted the findings and policies of HDS 21 – except those proposed findings and policies related to Fishermen's Terminal – as a flexible long-term guide for the management and development of the Seaport; and

WHEREAS, the Port Commission deferred consideration of those proposed findings and policies related to Fishermen's Terminal in HDS 21 to obtain additional information and input, particularly from persons in the fishing industry and the surrounding communities; and

WHEREAS, since June 2001, the Port of Seattle has conducted extensive outreach and provided further opportunity for input on the proposed policies set forth in HDS 21; and

WHEREAS, the Port of Seattle continues to affirm its commitment to provide a home for the fishing industry as set forth in its Mission Statement, including significant capital improvements to repair docks, bulkheads and other infrastructure necessary for the fishing industry and to maintain the working character of Fishermen's Terminal; and

WHEREAS, the continued high vacancy rate at Fishermen's Terminal moorage is inconsistent with prudent stewardship of a public facility and additional revenue sources are necessary to help fund capital improvements at Fishermen's Terminal; and

WHEREAS, the overall management policies adopted in Resolution 3010, as Amended, and refined in Resolution 3233, as Amended, require further revision to meet the goals of the Fishermen's Terminal Line of Business;

NOW, THEREFORE, BE IT RESOLVED by the Port Commission of the Port of Seattle that:

Section 1. Resolution 3233, as Amended, is hereby repealed.

Section 2. The findings and policies related to Fishermen's Terminal set forth in Harbor Development Strategy 21, which is attached as Exhibit "A" to Resolution 3457, shall be a general guide for managing and developing Fishermen's Terminal.

Section 3. Based on the findings and policies of HDS 21 and the public comments, Section 1 (Fishermen's Terminal Overall Policy), Paragraph a. (General Purpose) of Resolution 3010, as Amended, is hereby deleted and replaced with the following:

- a. General Purpose: 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. A vessel otherwise qualifying as active within the meaning of Section 2 (Fishermen's Terminal Management Policies) of Resolution No. 3010, 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. Second priority will be given to vessels actively engaged in commercial marine operations and vessels that were actively engaged in commercial fishing operations but which become inactive, as set forth in Section 2 (Fishermen's Terminal Management Policies) of Resolution 3010, as Amended. Third priority will be given to

vessels not actively engaged in commercial fishing or marine operations, including recreational vessels.

Section 4. Based on the findings and policies of HDS 21 and the public comments, a new Paragraph 1.g. is added to Section 2 (Fishermen's Terminal Management Policies) to Resolution No. 3010, as Amended, as follows:


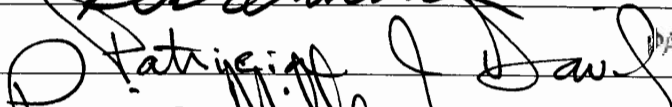

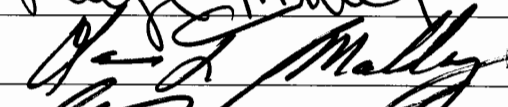
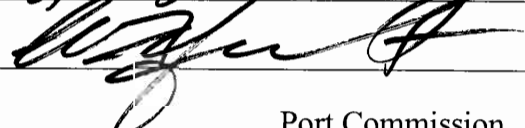
g. Vessels not engaged in commercial fishing or commercial marine operations (including recreational vessels) shall not displace vessels engaged in commercial fishing or commercial marine operations. Moorage agreements for all vessels not engaged in commercial fishing or commercial marine operations (including recreational vessels) shall specifically provide for termination if commercial fishing or commercial marine vessels require moorage. Moorage agreement for all vessels not engaged in commercial fishing or commercial marine operations (including recreational vessels) shall also include a prominent disclosure regarding the hours and incidents (e.g. noise, lights and odors) of customary activities at the working terminal. All reasonable steps shall be taken to maintain the industrial nature and function of the 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 the Terminal.

Section 5. As set forth in the business recommendations for Fishermen's Terminal contained in HDS 21, Port Staff shall develop, prior to the introduction of vessels not engaged in commercial fishing or commercial marine operations, a plan that accommodates the interests of

the fishing community. Port Staff shall specifically consult with the Fishermen's Terminal Advisory Committee and other interested users of the facility in developing this plan. The plan shall provide for the introduction of vessels not engaged in commercial fishing or commercial marine operations and address how best to incorporate those categories of vessels to minimize effects from incompatible operations. The plan shall also make specific provision to ensure that the operations of Fishermen's Terminal at all times remains in strict compliance with the zoning and shoreline requirements for the facility. The Port reaffirms its commitment to Fishermen's Terminal as a working fishing facility and states that it is not interested in developing any of that property for residential purposes. Port Staff shall report to the Port Commission following the development of this plan and provide an update every two years thereafter.

Section 6. Except as specifically provided in this Resolution, all of the other policies set forth in Resolution No. 3010 remain unchanged.

ADOPTED by the Port Commission of the Port of Seattle at a regular meeting thereof, held this 8th day of January, 2002, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.

	BOB EDWARDS
	PATRICIA DAVIS
	PAIGE MILLER
	LAWRENCE T. MOLLOY
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Port Commission