

ORDINANCE NO. 376

CITY OF CRAIG

AMENDMENTS TO TITLE 4 (BOAT HARBORS)  
REPEALING 4.20.040 - PAYMENT OF RENTAL AND USE FEES  
AND 4.20.050 - LIEN FOR UNPAID RENTALS AND FEES  
RE-ENACTING THEM AS 4.20.040 - PAYMENT FOR RESERVED AND  
TRANSIENT MOORAGE AND OTHER USE FEES AND  
4.20.050 - LIEN FOR UNPAID MOORAGE AND OTHER FEES  
AND ADDING A NEW SECTION  
4.20.110 - RELINQUISHMENT OF AN ASSIGNED SLIP

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CRAIG:

Section 1. Classification. This ordinance is of a general and permanent nature and the code sections adopted shall become a part of the code of the City of Craig, Alaska.

Section 2. Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance shall become effective immediately upon adoption.

Section 4. Repeal. This ordinance repeals 4.20.040 and 4.20.050. (following in brackets)

[4.20.040 PAYMENT OF RENTAL AND USE FEES. A. ALL MOORAGE AND OTHER FEES ARE PAYABLE IN ADVANCE. A TEN PERCENT DISCOUNT SHALL BE GIVEN THOSE PAYING ANNUAL MOORAGE FEES IN ADVANCE INSTEAD OF MONTHLY. ANY PORTION OF A MONTH, INCLUDING FROM THE FIRST DAY OF ANY MONTH TO THE END OF THE MONTH, SHALL BE CONSIDERED ONE FULL MONTH FOR RENTAL FEE PURPOSES.

B. THE HARBOR BILL SHALL BE APPLICABLE TO PERSONS RENTING A STALL OR MOORAGE FROM THE FIRST DAY OF EACH MONTH. SAID BILL SHALL BE PAYABLE ON THE FIRST DAY OF EACH MONTH. SUCH BILLS SHALL CONTAIN A STATEMENT FOR ADDITIONAL SERVICES RENDERED DURING THE PRIOR MONTH.]

[4.20.050 LIEN FOR UNPAID RENTALS AND FEES. A. ALL RENTALS AND OTHER FEES ACCRUING TO THE CITY FROM THE MOORING OF ANY VESSEL SHALL CONSTITUTE A LIEN AGAINST SUCH VESSEL.

*Amended by  
Ord 454  
4-16-98*

B. IT IS UNLAWFUL FOR ANY VESSEL OWNER, MASTER OR AGENT WHO IS IN DEFAULT OF ANY CHARGES ACCRUING TO THE CITY UNDER THE PROVISIONS OF THIS CHAPTER TO USE ANY MOORING FACILITIES PRIOR TO THE PAYMENT OF ALL CHARGES IMPOSED BY THIS CHAPTER.

C. IF THE OWNER, MASTER OR AGENT OF ANY VESSEL SHALL FAIL TO PAY ANY CHARGES WITHIN THE FIRST TEN DAYS OF THE MONTH, A NOTICE OF DELINQUENCY SHALL BE MAILED OR DELIVERED TO THE OWNER, MASTER OR AGENT OF THE VESSEL ADVISING OF THE DELINQUENCY AND ASSESSING A FEE ESTABLISHED BY RESOLUTION OF THE CITY COUNCIL.

D. IF FEES ARE NOT PAID IN FULL BY THE TWENTY-FIFTH DAY OF THE MONTH, THE VESSEL IS IN DEFAULT AND IS SUBJECT TO BOTH TOW AWAY AND LOSS OF MOORAGE SPACE ASSIGNMENT.]

Section 5. Enact. New sections 4.20.040 and 4.20.050 and 4.20.110 are enacted by this ordinance as underlined in the following:

4.20.040 Payment for reserved and transient moorage and other use fees.

A. All reserved permanent moorage payments are due and payable in advance. Fees for reserved permanent moorage that become 60 days past due will result in the forfeiture of the reserved slip. A ten percent discount shall be given those paying annual moorage fees by the 20th of the month due. A slip that is assigned for over one half of the month shall be considered as one full month for the purposes of fees due.

B. Transient moorage fees may be required to be paid in advance. All transient moorage fees and other harbor user fees accrued during a month that are not paid by the 24th of the month will be billed to the person or company responsible for payment of the fees. A five dollar billing fee will be charged to all vessels billed at the one month rate.

C. Moorage payments for vessels, at the three month or six month rates shall be paid in advance. A ten percent discount shall be given those paying for one year of transient moorage in advance.

4.20.050 Lien for unpaid moorage and other fees.

A. All moorage and other fees accruing to the city from the mooring of any vessel or use of harbor facilities by the vessel owner shall constitute a lien against such vessel.

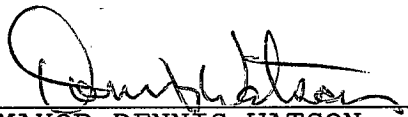
B. It is unlawful for any vessel owner, master or agent who is in default of any charges accruing to the city under the provisions of this chapter to use any mooring facilities or other harbor facilities prior to the payment of all charges imposed by this chapter.

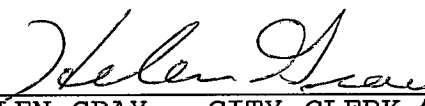
C. If the owner, master or agent of any vessel shall fail to pay any charges by the 20th of the month the bill is due, the bill is considered delinquent and the amount in arrears shall be noted on all subsequent billings.

D. If the fees are not paid within 40 days of the date they are originally due then the vessel is in default and may be subject to impound and/or the owner, master or agent may be assessed a penalty established by resolution of the city council.

4.20.110 Relinquishment of an assigned slip. A person who has been assigned a slip and who wishes to relinquish that slip must provide written notice to the harbormaster that they no longer want the slip. Until such notice is received the slip hold will be responsible for all moorage fees due to the city for that slip.

APPROVED 2-17-94

  
MAYOR DENNIS WATSON

ATTEST   
HELEN GRAY - CITY CLERK

