

AN ORDINANCE OF THE HAINES BOROUGH AMENDING THE PORT OF HAINES TERMINAL TARIFF NO. 3 TO PROVIDE FOR A 5% ANNUAL INCREASE TO THE LIGHTERING FACILITY FLAT FEE AND TO CLARIFY TERMS OF FACILITY USE.

BE IT ORDAINED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance shall not become a part of the Haines Borough Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be 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 is effective upon adoption.

Section 4. Amendment of Rule No. 34, 305, Page 15-B, Port of Haines Terminal Tariff No.3. Port of Haines Terminal Tariff No.3 page 15-B shall read, as follows:

NOTE: **Bolded**/UNDERLINED ITEMS ARE TO BE ADDED OR MOVED FROM A PREVIOUS PAGE
STRIKETHROUGH ITEMS ARE DELETED

RULE NO. 34 TERMINAL TARIFFS

306. PORT CHILKOOT DOCK LIGHTERING FACILITY RATES

For use of Port Chilkoot Dock lightering float dock, including lightering to transfer passengers to or from larger vessels; to pick up or discharge passengers for local marine tours; moorage of vessels; and moorage of vessels unable to moor in the small boat harbor.

Rates per 24 Hour Period:

Lightering or transfer of passengers to or from a larger vessel:

Two hundred fifty (\$250) dollars flat rate per day.

Use of the facility by vessels with a capacity of ten passengers or more to load or unload passengers for tours or charters originating or ending in Haines: ~~This fee shall not apply to vessels mooring at the lightering facility for more than one hour per docking.~~

~~Twenty (\$20) dollars~~

| Flat Fee | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 |
|---------------------------|---------|---------|---------|---------|---------|---------|
| 5% Annual Increase | \$20.00 | \$21.00 | \$22.05 | \$23.15 | \$24.31 | \$25.53 |

~~When use of the Port Chilkoot Dock Facility is for temporary or emergency transient moorage, or under the terms including the Lightering Float on a permanent or routine basis must be approved by the Borough Assembly in the form of a preferential special use agreement approved by the Borough Assembly ("SUA"), standard small boat harbor transient moorage rates shall apply. Such use shall only be in case of an emergency or lack of moorage space in the small boat harbor when the PC Dock Facility must be used for transient moorage, standard transient moorage rates shall apply or under the terms of a PUA and shall apply for no more than seventy-two consecutive hours per vessel. Such use shall not interfere with the scheduled use of the dock by the other vessels. Following expiration of the seventy-two hour period, standard dockage rates shall apply.~~

All other vessels shall pay standard dockage rates.

Haines Borough
Ordinance No. 14-04-374
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ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS ____
DAY OF _____, 2014.

ATTEST:

Stephanie Scott, Mayor

Julie Cozzi, MMC, Borough Clerk

Date Introduced: 04/08/14
Date of First Public Hearing: 04/22/14
Date of Second Public Hearing: 05/13/14