

Presented by: Assemblyman Polley  
Introduced: 4-12-79  
Referred to:

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 578

A RESOLUTION AMENDING RESOLUTION SERIAL NO. 389 AS AMENDED BY RESOLUTION SERIAL NOS. 437 AND 515 TO ESTABLISH A SQUARE FOOTAGE SYSTEM FOR SMALL BOAT HARBOR SPACE AND ESTABLISH A NEW METHOD OF COMPUTING FEES FOR LIVE ABOARDS.

WHEREAS, Resolution Serial No. 389 as amended by Resolutions 437 and 515 establishes a comprehensive system of fees charged for space and services in the small boat harbors, and

WHEREAS, said resolution requires an annual review of rates, and

WHEREAS, the Small Boat Harbor Committee has recommended that the present system of space rental based on stall length be replaced by a system based on the square footage of the stall or vessel, and

WHEREAS, said committee also recommends a change in the method of computing the additional fee charged to live aboards,

NOW THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

1. That section 2(a), (b) and (d) as amended and section (c) of Resolution 389 are repealed and reenacted to read:

(a) Rental Rate. Unless otherwise provided, annual rental amounts for space shall be computed as follows:

$$\text{Amount} = \text{Rate} \times \text{Width} \times \text{Length}$$

where,

Rate is the annual rate per square foot established in (b);

Width, except as provided below, is the width to the nearest foot of the space rented or the maximum width of the vessel or structure, whichever is greater. The width of a floating boat shelter shall be measured from the inside surface of the side walls at their widest point, and;

Length is the length to the nearest foot of the space rented or the actual length of the vessel

TR is the total tax rate in mills of the area in which the boat harbor is located. If a harbor is located in more than one service area, the applicable tax rate is the highest rate applicable to any part of the particular harbor, and;

G is the minimum monthly charge by the local garbage company for garbage collection and disposal for single family residences, provided, this amount shall be added in the above formula only for fees charged from November 1 through March 31.

2. That section 3(e) of Resolution Serial No. 389, as amended, is amended to read:

(e) One space within a floating boat shelter which is privately owned may be sublet by the renter or lessee at a monthly rate not to exceed 15% of the annual rent charged for the boat shelter space. Any one (1) owner may reserve or occupy only one (1) stall therein. The owner of a boat shelter who subleases a space for more than the amount established in this section or who does not occupy one stall in the boat shelter for more than four months in any given twelve-month period with a vessel registered in his name forfeits all rights to the lease of the covered moorage stall.

3. This resolution shall become effective July 1, 1979 for residences and for all new rentals which occur subsequent to June 30, 1979 but shall become effective on April 1, 1980 for all annual rentals which began prior to its adoption.

4. The rates for all rentals commencing on or after April 1, 1980 shall be subject to change by the assembly effective on or after July 1 of the year in which the rental commences. If any rental rate is increased during the term of a lease, the lessee is entitled to a refund of the unused portion of his rent payment if demand for the refund is made and the space is relinquished by the lessee within thirty days of the mailing of notice of the changed rates. The difference between the amount paid at the commencement of the rental period and the amount due under the new rate is due and shall be paid on or before July 31 or thirty days from the mailing of a bill for the difference, whichever is later.

5. The reduction of any rate under this resolution shall not abate or otherwise affect any claim, action