



SPECIAL DOCKS AND HARBORS BOARD MEETING - PUBLIC HEARING AGENDA

August 25, 2022 at 5:00 PM

City Hall Room 224/Zoom Webinar

<https://juneau.zoom.us/j/81670889993> or (253)215-8782 Webinar ID: 816 7088 9993

Passcode: 355068

A. CALL TO ORDER

B. ROLL CALL - James Becker, Paul Grant, Debbie Hart, David Larkin, Matthew Leither, Mark Ridgway, Annette Smith, Lacey Derr & Don Etheridge

C. PORT DIRECTOR REQUESTS FOR AGENDA CHANGES

D. PUBLIC PARTICIPATION ON NON-AGENDA ITEMS (not to exceed five minutes per person, or twenty minutes total time)

E. NEW BUSINESS

1. Ordinance Amending CBJAC 85.25.020 - Boat Harbor Regulations Relating to Vessel Identification

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 85.25.020

2. Ordinance Amending CBJAC 85.25.090 - Prohibited Acts within the Boat Harbor Related to Dogs and Other Domestic Animals

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 85.25.090

3. Ordinance Amending CBJAC 85.02.060 (General Powers) & CBJAC 85.02.063 (Land Management Plan)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 85.02.060 & 85.02.063

4. Regulation Change 05 CBJAC 07.010 (Inactive Vessel Management)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 07.010 (INACTIVE VESSEL MANAGEMENT)

5. Regulation Change 05 CBJAC15.035 (Reservation Charge Policy)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 15.035 (RESERVATION CHARGE POLICY)

6. Regulation Change 05 CBJAC 20.050 (Resident Surcharge)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 20.050 (RESIDENT SURCHARGE)

7. Regulation Change 05 CBJAC 20.060 (Recreational Boat Launch Fees)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 20.060 (RECREATIONAL BOAT LAUNCH FEES)

8. Regulation Change 05 CBJAC 20.090 (Statter Boat Harbor Lower Parking Lot Permit Fee)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 20.090 (STATTER BOAT HARBOR LOWER PARKING LOT PERMIT FEE)

9. Regulation Change 05 CBJAC 20.110 (Crane Use Fees)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 20.110 (CRANE USE FEES)

10. Regulation Change 05 CBJAC 20.130 (Storage Fees)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 20.130 (STORAGE FEES)

11. Regulation Change 05 CBJAC 20.160 (Parking Lot Fees)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 20.160 (PARKING LOT FEES)

12. Regulation Change 05 CBJAC 20.190 (Auke Bay Loading Facility - Drive Down Float Fee)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 20.190 (AUKE BAY LOADING FACILITY - DRIVE DOWN FLOAT FEE)

13. Regulation Change 05 CBJAC 25.060 (Summer Management)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 25.060 (SUMMER MANAGEMENT)

14. Regulation Change 05 CBJAC 25.080 (Winter Management)

Presentation by Port Director

Board Questions

Public Comment

Board Discussion/Action

MOTION: TO RECOMMEND THE ASSEMBLY ADOPT PROPOSED CHANGE TO 05 CBJAC 25.080 (WINTER MANAGEMENT)

- F. STAFF, COMMITTEE AND MEMBER REPORTS**
- G. ASSEMBLY LIAISON REPORT**
- H. BOARD ADMINISTRATIVE MATTERS**
- I. ADJOURNMENT**

ADA accommodations available upon request: Please contact the Clerk's office 36 hours prior to any meeting so arrangements can be made for closed captioning or sign language interpreter services depending on the meeting format. The Clerk's office telephone number is 586-5278, TDD 586-5351, e-mail: city.clerk@juneau.org.



Port of Juneau

155 S. Seward Street • Juneau, AK 99801
(907) 586-0292 Phone • (907) 586-0295 Fax

NOTICE OF PROPOSED CHANGE
An Ordinance Amending Boat Harbor Regulations Relating to Vessel Identification.

Docks & Harbors Board is proposing to amend ordinance section CBJAC 85.25.020 Identification to read:

If federal or state law, rule or regulation does not compel the numbering or other identification of any boat or vessel, the board shall establish by regulation how such boats shall be identified, and thereafter no such boat or vessel nor any other boat or vessel, shall be allowed in the boat harbor unless it is properly identified. All vessels shall be required to display a current state registration or display the vessel’s name and hailing port if it is a federally documented vessel, or a permanently-affixed name and contact number if the vessel is not required to be state registered or federally documented. Failure by any owner, operator or master to so identify any boat or vessel using the boat harbor shall be a violation of this chapter.

The above changes are proposed for adoption pursuant to CBJ’s 01.60 and CBJ 85.02.060, and CBJ 85.02.100. Interested persons may obtain a full copy of the proposed change at any of the harbor offices, at the CBJ libraries, at the CBJ Clerk’s Office, online at www.juneau.org/harbors/proposed_regulations.php or obtain more information by calling the Harbormaster at 907-586-5255.

The Board is holding a public hearing and intends to take final action on the proposed changes at a Special Board meeting on **August 25th, 2022 at 5 pm in CBJ Room 224 and via zoom meeting.** If this is approved by the Board it will move to the Assembly for Introduction. Written comments may also be submitted to the Port Director’s Office by hard copy at 76 Egan Drive, and online by web form at the above web address until 4:30 p.m. on August 25th, 2022.

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Presented by: The Manager
Presented:
Drafted by: B. Brown

ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2022-43

An Ordinance Amending Boat Harbor Regulations Relating to Vessel Identification.

BE IT ENACTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the City and Borough of Juneau Municipal Code.

Section 2. Amendment of Section. CBJC 85.25.020, is amended to read:

85.25.020 Identification.

If federal or state law, rule or regulation does not compel the numbering or other identification of any boat or vessel, the board shall establish by regulation how such boats shall be identified, and thereafter no such boat or vessel nor any other boat or vessel, shall be allowed in the boat harbor unless it is properly identified. All vessels shall be required to display a current state registration or display the vessel's name and hailing port if it is a federally documented vessel, or a permanently-affixed name and contact number if the vessel is not required to be state registered or federally documented. Failure by any owner, operator or master to so identify any boat or vessel using the boat harbor shall be a violation of this chapter.

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Section 3. Effective Date. This ordinance shall be effective 30 days after its adoption.

Adopted this _____ day of _____, 2022.

Attest:

Beth A. Weldon, Mayor

Elizabeth J. McEwen, Municipal Clerk



Port of Juneau

155 S. Seward Street • Juneau, AK 99801
(907) 586-0292 Phone • (907) 586-0295 Fax

NOTICE OF PROPOSED CHANGE

An Ordinance Amending Prohibited Acts within the Boat Harbor Related to Dogs and Other Domestic Animals.

Docks & Harbors Board is proposing to amend ordinance CBJAC 85.25.090 to include but not limited to:

If a dog or other domestic animal urinates on a float or ramp, the urine must be cleaned up by the application of water in an amount sufficient to eradicate the urine. If a dog or other domestic animal defecates on a float, ramp, or any other area of the harbor including the parking lot, the feces must be cleaned up immediately and disposed of in a proper trash receptacle. All dogs must be leashed in such a manner that a person capable of controlling the dog is able to maintain positive control of them while on the dock, and in compliance with CBJC 08.40.020.

The above changes are proposed for adoption pursuant to CBJ's 01.60 and CBJ 85.02.060, and CBJ 85.02.100. Interested persons may obtain a full copy of the proposed change at any of the harbor offices, at the CBJ libraries, at the CBJ Clerk's Office, online at www.juneau.org/harbors/proposed_regulations.php or obtain more information by calling the Harbormaster at 907-586-5255.

The Board is holding a public hearing and intends to take final action on the proposed changes at a Special Board meeting on **August 25th, 2022 at 5 pm in CBJ Room 224 and via zoom meeting**. If this is approved by the Board it will move to the Assembly for Introduction. Written comments may also be submitted to the Port Director's Office by hard copy at 76 Egan Drive, and online by web form at the above web address until 4:30 p.m. on August 25th, 2022.

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Presented by: D&H Board
Presented:
Drafted by: B. Brown

ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2022-39

An Ordinance Amending Prohibited Acts within the Boat Harbor Related to Dogs and Other Domestic Animals.

BE IT ENACTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the City and Borough of Juneau Municipal Code.

Section 2. Amendment of Section. CBJC 85.25.090 Prohibited acts, is amended to read:

85.25.090 Prohibited acts.

It is unlawful for any owner, master, operator or managing agent or other person to commit any of the following acts within the boat harbor:

...

- (7) To allow or permit any dog or other domestic animal to be tethered or restrained to any part of a float or ramp, or to permit any dog to urinate or defecate on the floats. If a dog or other domestic animal urinates on a float or ramp, the urine must be cleaned up by the application of water in an amount sufficient to eradicate the urine. If a dog or other domestic animal defecates on a float, ramp, or any other area of the harbor including the parking lot, the feces must be cleaned up immediately and disposed of in a proper trash receptacle. All dogs must be leashed in such a manner that a person capable of controlling the dog is able to

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maintain positive control of them while on the dock, and in compliance with CBJC 08.40.020.

~~Only the dogs of owners of boats legally moored in the harbor, or the dogs of the guests of such boat owners, shall be permitted on the floats, but then only when on a leash and for such minimum time as is necessary to go between the boat and shore.~~

...

Section 4. Effective Date. This ordinance shall be effective 30 days after its adoption.

Adopted this _____ day of _____, 2022.

Beth A. Weldon, Mayor

Attest:

Elizabeth J. McEwen, Municipal Clerk



Port of Juneau

155 S. Seward Street • Juneau, AK 99801
(907) 586-0292 Phone • (907) 586-0295 Fax

NOTICE OF PROPOSED CHANGE An Ordinance Amending Docks & Harbors Board Land Management Plan.

Docks & Harbors Board is proposing to amend ordinance 85.02.060 (General Powers) and 85.02.063 (Land Management) to include but not limited to:

The proposed changes, if adopted by the City & Borough of Juneau Assembly, would meet the current requirement for a standalone Docks & Harbors Land Management Plan by referencing said information into the CBJ Land Management Plan.

The above changes are proposed for adoption pursuant to CBJ’s 01.60 and CBJ 85.02.060, and CBJ 85.02.100. Interested persons may obtain a full copy of the proposed change at any of the harbor offices, at the CBJ libraries, at the CBJ Clerk’s Office, [online](#) or obtain more information by calling the Harbormaster at 907-586-5255.

The Board is holding a public hearing and intends to take final action on the proposed changes at a Special Board meeting on **August 25th, 2022 at 5 pm in CBJ Room 224 and via zoom meeting**. If this is approved by the Board it will move to the Assembly for Introduction. Written comments may also be submitted to the Port Director’s Office by hard copy at 76 Egan Drive, and online by web form at the above web address until 4:30 p.m. on August 25th, 2022.



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NOTICE OF PROPOSED CHANGES TO REGULATION Amendment of Title 05, Chapters 07, 15, 20 & 25

DOCKS & HARBORS BOARD IS PROPOSING TO AMEND THE FOLLOWING REGULATIONS. THE PROPOSED CHANGES ARE SHOWN BELOW.

05 CBJAC 07.010 Inactive vessel management.

(b) *Moorage areas designated for inactive vessels.* – The proposed change is to add the National Guard Dock location.

05 CBJAC 15.035 Reservation charge policy.

(d) *Reservation confirmation and changes.* – The proposed change is to have all reservations made for a period of more than seven days paid in full at the time of reservation.

05 CBJAC 20.050 Residence surcharge.

(b) *Residence surcharge period and duty to report.* – The proposed change is to add language that Any rental or leasing of a vessel by its owner must be for a period of no less than six months, subject to prior written approval by the Harbormaster. Rental for any period of less than six months and subleasing are not permitted.

05 CBJAC 20.060 Recreational boat launch fees.

(a) *Launch ramp permit required.* – The proposed change is to add the use of the Kayak Launch Ramp at Statter Harbor is free and does not require a launch ramp permit.

05 CBJAC 20.090 ~~Statter Boat Harbor Bus Lower Parking Lot permit fee.~~ – The proposed change is to remove “lower parking” from this regulation.

05 CBJAC 20.110 Crane use fees.

(b) *Crane use requirements.* – The proposed change is to add the language that charges shall be assessed through an electronic key card issued by Docks and Harbors.

05 CBJAC 20.130 Storage fees. – The proposed change is to remove the option to store personal item up to 200 sq/ft.

05 CBJAC 20.160 Parking lot fees. – The proposed change is to remove all other parking fees and options other than the \$1.00 per hour or \$5.00 per 24 hour.

05 CBJAC 20.190 ~~Auke Bay Loading Facility—Drive Down Float Fee Reserved.~~ The proposed change is to remove this item.

05 CBJAC 25.060 Summer management. –The proposed change is to add that Vessels which do not clear the facility for at least six consecutive hours after any ten-day period shall be assessed the daily fee in accordance with 05 CBJAC 20.070.

05 CBJAC 25.080 Winter management. – The proposed change is to let patrons know that they will be assigned hot berth moorage in the order an application is received.

The above regulation changes are proposed for adoption pursuant to CBJ’s 01.60 and CBJ 85.02.060, and CBJ 85.02.100. Interested persons may obtain a full copy of the proposed regulation at any of the harbor offices, at the CBJ libraries, at the CBJ Clerk’s Office, online at www.juneau.org/harbors/proposed_regulations.php or obtain more information by calling the Harbormaster at 907-586-5255.

The Board is holding a public hearing and intends to take final action on the proposed changes at a Special Board meeting on **August 25th 2022 at 5 pm in CBJ Room 224 and via zoom meeting.** If this is approved by the Board it will move to the Assembly for their final approval. Written comments may also be submitted to the Port Director’s Office by fax at (907) 586-0295, by hard copy at 76 Egan Drive, and online by web form at the above web address until 4:30 p.m. on August 25th.

A REGULATION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

ADOPTION OF REGULATION AMENDMENTS

Title 05 Chapter 07 – Inactive Vessel Management

Title 05 Chapter 15 – Fees and Charges

Title 05 Chapter 20 – Small Boat Harbor Fees and Charges

Title 05 Chapter 25 – Statter Harbor Management Regulations

PURSUANT TO AUTHORITY GRANTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, THE DOCKS AND HARBORS BOARD PROPOSES TO ADOPT THE FOLLOWING AMENDMENT TO REGULATIONS:

Section 1. Authority. These regulations are adopted pursuant to CBJ Ordinance 01.60, 85.02.060, and 85.02.100.

Section 2. Adoption of Regulations. The City and Borough of Juneau Administrative Code is amended at 05 CBJAC 07 Inactive Vessel Management, to read:

05 CBJAC 07.010 Inactive vessel management.

...

(b) *Moorage areas designated for inactive vessels.* Certain moorage within Douglas, Harris, and Aurora Small Boat Harbors and at the National Guard Dock is designated as moorage eligible for use by inactive vessels. This Mmoorage includes the east side of the head float in Aurora Harbor, ~~the area along~~ the east side of the head float in Harris Harbor, ~~and the west side of the area along~~ the head float in Douglas Harbor, and the National Guard Dock. Maps showing the moorage designated for inactive vessels are available at any of the harbor offices.

...

Section 3. Amendment of Regulation. The City and Borough of Juneau Administrative Code is amended at 05 CBJAC 15 Fees and Charges, to read:

...

05 CBJAC 15.035 Reservation charge policy.

...

(d) *Reservation confirmation and changes.* Payment is required for the first day of moorage for each visit at the time of reservation confirmation and is non-refundable. Cancelling a reservation will result in forfeiture of the reservation fee. Reservation dates can be adjusted until May 1 in the year of requested moorage at no additional charge if space is available. Starting May 1, reservation payments cannot be transferred to other dates; any change in dates will require

forfeiture of the original reservation payment, and payment of an additional non-refundable reservation fee for the amended first day(s) of moorage. Failure to arrive within 24 hours after a reservation begins will result in cancellation of the remainder of the reservation and forfeiture of the reservation fee. Reservation payments are not transferrable between Downtown and Statter Harbor. All reservations made for a period of more than seven days will be paid in full at the time of reservation. The director may impose moorage terms and conditions that are reasonable and necessary to effectuate the purposes of CBJ Code of Ordinances Title 85 and CBJ Administrative Code Title 5.

...

Section 4. Amendment of Regulations. The City and Borough of Juneau Administrative Code is amended at 05 CBJAC 20 Small Boat Harbor Fees and Charges, to read:

...

05 CBJAC 20.050 Residence surcharge.

...

- (b) *Residence surcharge period and duty to report.* The residence surcharge will be assessed on a calendar month basis. The owner of the vessel is responsible for paying the residence surcharge. The owner of the vessel is responsible for immediately notifying the Harbormaster when their vessel is ~~being occupied and used~~ by any person as a residence, dwelling, or abode, rented, or leased as a place of residence. Any rental or leasing of a vessel by its owner must be for a period of no less than six months, subject to prior written approval by the Harbormaster. Rental for any period of less than six months and subleasing are not permitted. Once a vessel is ~~in used~~ used as a residence, dwelling, or abode the Docks and Harbors Department will continue to assess the residence surcharge until the owner of the vessel gives written notice to the Harbormaster that the vessel is no longer used ~~for~~ as a residence, dwelling, or abode.

...

05 CBJAC 20.060 Recreational boat launch fees.

- (a) *Launch ramp permit required.* A boat trailer owner or vehicle owner (when launching vessels without a trailer) will obtain any and all necessary launch ramp permits for using one or more of the Douglas Harbor Boat Launches, the Harris Harbor Boat Launch, the North Douglas Boat Launch, the Statter Harbor Boat Launch, the Amalga Harbor Boat Launch, and the Echo Cove Boat Launch to launch and recover recreational vessels. Use of the Kayak Launch Ramps at Amalga Harbor and Statter Harbor is free and does not require a launch ramp permit.

...

05 CBJAC 20.090 Statter Boat Harbor ~~Bus Lower Parking Lot~~ permit fee.

- (a) *Definition.* The fee assessed to the owner of a vehicle for picking-up and discharging passengers for passenger-for-hire activities at the Statter Harbor Bus Lower Parking Lot.

- (b) *Requirements.* The owner of a vehicle using the Statter Harbor ~~Bus Lower Parking~~ Lot to pick-up and discharge passengers for passenger-for-hire activities must apply to and obtain a permit from the Harbormaster. Applications are available at any of the Docks and Harbor Department Offices. The Harbormaster is authorized to issue permits with reasonable conditions concerning insurance, operations, and payment of fees.
- (c) *Fees.* The Harbormaster shall assess permit fees to the owner of a vehicle using the Statter ~~Beat~~ Harbor ~~Bus Lower Parking~~ Lot to pick-up and discharge passengers for passengers-for-hire activities as follows:

...

05 CBJAC 20.110 Crane use fees.

...

- (b) *Crane use requirements.* A person must obtain approval from the Harbormaster before using a hydraulic crane. ~~Crane use fees must be paid in advance. A person may reserve use of the crane. Charges shall be assessed through an electronic key card issued by Docks and Harbors. Payment of the crane use fee is required to obtain a reservation. The Harbormaster will require a person using the crane to post a bond or other guaranty before using a crane when the Harbormaster believes such security is necessary.~~

...

05 CBJAC 20.130 Storage fees.

- (a) A person may apply to the Harbormaster for use of long-term storage space in designated areas. Except as provided herein, the fee for use of this space is \$0.50 per square foot per calendar month, or portion thereof. ~~A person who maintains a reserved moorage assignment may store one personal item of up to 200 square feet for \$0.25 per square foot per calendar month, or portion thereof.~~ The Harbormaster is authorized to issue permits and develop written procedures to implement this section.

...

05 CBJAC 20.160 Parking lot fees.

...

- (2) From May 1 through September 30 each year, the fee to park in designated pay spaces at Don D. Statter Harbor Facilities shall be \$1.00 per hour or portion thereof, or \$5.00 per 24 hours or portions thereof, ~~or \$100.00 per calendar month or portion thereof. The number of monthly parking permits shall be managed and issued by the Port Director or representative. From October 1 through April 30, the off season monthly fee shall be \$50.00 per calendar month or portion thereof.~~ The applicable fee must be paid in advance.

...

05 CBJAC 20.190 ~~Auke Bay Loading Facility—Drive Down Float Fee~~ Reserved.

~~Auke Bay Loading Facility Drive Down Float shall be accessed at a fee of \$5.00 per vehicle/truck occurrence. Charges shall be assessed through an electronic key card issued by Docks and Harbors.~~

Section 5. Adoption of Regulations. The City and Borough of Juneau Administrative Code is amended at 05 CBJAC 25 Statter Harbor Management Regulations, to read:

...

05 CBJAC 25.060 Summer management.

Except for a loading zone, from May 1 through September 30 each year, a vessel may moor at the facility, including the breakwater, for up to ten consecutive calendar days, after which the vessel must clear the facility, under its own power, for at least six consecutive hours. Vessels which do not clear the facility for at least six consecutive hours after any ten-day period shall be assessed the daily fee in accordance with 05 CBJAC 20.070. A vessel owner may request an exception to this rule by submitting a request in writing to the Harbormaster, who may grant the request in writing upon a showing of exigent circumstances by the vessel owner. Unless directed otherwise by the Harbormaster in accordance with procedures established under this regulation, all moorage during this period shall be on a first-come, first-serve basis.

...

05 CBJAC 25.080 Winter management.

- (a) From October 1 through April 30 each year, the Harbormaster may assign moorage to vessels for all or part of this period. Moorage will be assigned as follows:
- (1) During the month of ~~August~~ September each year, a person wishing to obtain a moorage assignment may submit a request for moorage via email or apply on an application form provided by the Harbormaster. ~~The person shall submit a \$100.00 application fee, refundable if the person does not receive a moorage assignment and creditable towards docks and harbor department charges;~~
 - (2) ~~During~~ Before the end of the month of September each year, the Harbormaster, with consideration to vessel size and space availability, shall assign moorage in the order in which applications were received by lottery until all of the designated spaces are is assigned or all of the applications are processed.
 - ~~(3) After assigning moorage by lottery, the Harbormaster may assign moorage if space is available at the facility.~~
- (b) No person, other ~~then~~ than the moorage assignee, shall moor in an assigned space without Harbormaster approval. Moorage assignments under this section will terminate if the assignee does not pay all applicable fees on a timely basis. Moorage assignees shall notify the Harbormaster of departure and arrival times as required by 05 CBJAC 40.020(d).

...

Section 6. Notice of Proposed Adoption of a Regulation. The notice requirements of CBJ 01.60.200 were followed by the agency. The notice period began on _____, 2022, which is not less than 21 days before the date of adoption of these regulations as set forth below.

Adoption by Agency

After considering all relevant matter presented to it, the agency hereby adopts these regulations as set forth above. The agency will next seek Assembly review and approval.

Date: _____

Carl Uchytel, P.E.
Port Director

Legal Review

These regulations have been reviewed and approved in accordance with the following standards set forth in CBJ 01.60.250:

- (1) Consistency with federal and state law and with the charter, code, and other municipal regulations;
 - (2) Existence of code authority and the correctness of the required citation of code authority;
- and
- (3) Clarity, simplicity of expression, and absence of possibility of misapplication.

Date: _____

Benjamin Brown
Assistant Municipal Attorney

Assembly Review

These regulations were presented to the Assembly at its meeting of _____. They were adopted by the Assembly.

Date: _____

Elizabeth J. McEwen
Municipal Clerk

Filing with Clerk

I certify, as the clerk of the City and Borough of Juneau, that the following statements are true:

- 1. These regulations were accepted for filing by the office of the clerk at ___:___ a.m./p.m. on the ____ day of _____, _____.
- 2. After signing, I will immediately deliver or cause to be delivered copies of this regulation to the attorney and the director of libraries.
- 3. A permanent file of the signed originals of these regulations will be maintained in this office for public inspection.
- 4. Effective date: _____.

Date: _____

 Elizabeth J. McEwen
 Municipal Clerk