

Haines Harbor Moorage Agreement- Terms and Conditions

Note: This policy is a synopsis of the Haines Borough Code Title 16, concerning moorage and use of the harbor facilities. It is not intended to replace or supplement the Code, which has precedence.

1. Assignment of Spaces: Assignment of use of a designated and numbered space shall be made by the harbormaster, who shall give the vessel owner a duplicate of the slip license agreement. Presentation of this duplicate, signed by the vessel owner, shall be made to the borough finance department or harbormaster when payment of the fee indicated thereon is made. If the slip license agreement is not returned within 60 days of billing, the harbormaster shall begin procedures for removing the vessel from the harbor in accordance with HBC 16.28.010(E). Assigned licensees may retain space licensed by them only so long as they continue to be vessel owners. If a licensee sells or disposes of their vessel, the licensee may retain the space until the end of the license period and may not renew the same unless the licensee has acquired or given notice of intent to acquire another vessel within a reasonable time. If a licensee's new vessel is inappropriately sized for the assigned space, the licensee shall be placed at the end of the wait list for the new size, unless they already hold an appropriately sized position on a wait list. Otherwise, the slip shall be assigned to the first appropriate-sized vessel on the waiting list.

2. Use of Stall Pertaining to Owner of Boat: No property rights are created by this section or this title. The slip licensee shall have only a license to use the space reserved to him or her as provided in this title. There shall be no loaning or sublease of slips except by the harbormaster. Slips are assigned to vessel owners, rather than vessels; a person buying a vessel previously moored in the harbor shall have no rights to the previous owner's vessel slip except as established by the harbor slip waiting list. The borough assembly, upon recommendation of the manager, may permit a person or business to bypass the slip waiting list when such an exception is justified in the public interest as in transfer to a surviving spouse in the case of death of the slip holder. The borough assembly may establish conditions that limit the vessel owner's use of the slip and may revoke the use of the slip if continued occupancy is no longer justified in the public interest. The harbormaster has the authority to utilize the holder's reserved space for other vessels during the absences of the holder's vessel and to move moored vessels to other locations in the event of fire or other emergency requiring such action.

3. Fees Due When – License Period: A. License fees, moorage and launch ramp fees provided in this chapter shall be paid for prior to the occupancy or use of the facilities during the period for which the fees are assessed and shall be delinquent unless then paid. Except as specifically provided in this chapter, license payments for slips, permanent moorage and launch ramp fees shall be made annually, in advance, for a one-year period commencing October 1st and ending September 30th.

B. A vessel owner or agent who licenses a slip or permanent open moorage on or after April 1st shall pay the entire annual fee for the period ending September 30th; however, the owner or agent shall be entitled to a 50 percent reduction in the moorage fee for the next 12-month period beginning October 1st.

C. Anyone wishing to terminate the use of their slip before April 1st of the year shall be eligible for a refund in the amount of one-half the moorage fees paid for that billing year.

4. Delinquent License and Moorage Fees: In the event license and/or moorage fees are not paid within 60 days from the date of delinquency as outlined in HBC 16.16.030, a penalty of 10 percent of the license and/or moorage fees due shall be levied against and added to the delinquent account. Additionally, interest of 1.5 percent per month shall accrue upon all unpaid fees, not including penalty, from the due date until paid in full. Transient moorage which must be invoiced will be charged at twice the normal rate.

5. Live-Aboard Assessment: The harbormaster shall assess a monthly fee for all vessels on which people are living aboard according to the most current assembly approved harbor fee schedule. This fee will be in addition to the regular moorage rate to compensate for their increased use of the harbor facilities. Per HBC 16.04.035(A), live-aboards are prohibited for periods longer than 14 days from October 15th to April 1st

6. Transient Vessel Moorage Fees:

A. Transient vessels are vessels not assigned permanent moorage or permanent open moorage. Transient moorage fees shall be based upon the overall vessel length, measured as moored.

B. Transient moorage fees for vessels using the harbor shall be assessed according to the most current assembly approved harbor fee schedule.

7. Unlawful to Moor Without Payment: It shall be unlawful for any person to moor, berth, tie, attach or connect to any part of the borough port and harbor facilities any vessel, or other waterborne structure, without paying the rental charges prescribed in this title. Failure to pay designated berthing fees constitutes trespass and abandonment of the vessel; provided, however, it shall not be a violation of this section to temporarily moor a vessel for a time not to exceed three hours.