

ORDINANCE NO. 5287

Introduced by Commissioner Delbert Shepherd.

AN ORDINANCE ESTABLISHING THE RULES AND REGULATIONS FOR THE OPERATION OF THE WARRENTON MOORING BASIN AND PROVIDING A PENALTY FOR THE VIOLATION OF ANY OF THE TERMS AND CONDITIONS OF THIS ORDINANCE AND DECLARING AN EMERGENCY.

THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

Section 1. The Manager of the Mooring Basin is hereby authorized to board any boat moored in the Basin, documented or otherwise, for the purpose of placing notices and securing the boats to the dock if that is necessary.

Section 2. Responsibility: The City of Warrenton will post notices stating that they will not be responsible for any loss or damage caused by fire, the elements, collapse of buildings or structures, or by floats, logs or piling used in breasting boats or scows, and the renter shall sign an Agreement to that effect.

Section 3. Reassignment of Berths: The City of Warrenton hereby reserves the right to reassign all moorage berths each year, no person or firm to have priority.

Section 4. Moorage Subletting: Moorages cannot be sublet or transferred or loaned by the original renter except by special arrangement with the Mooring Basin Manager.

Section 5. Compliance with Instructions of Manager: All boat owners or operators entering the basin area shall promptly comply with all directions or instructions issued or given by the Manager with respect to the movement of their boats or otherwise. Non-compliance with such directions or instructions shall entitle the Manager to require the immediate removal of the boat from the basin area.

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Section 6. Manager Authorized to Move Boats: Boats may be moved by the Manager for the protection of life, property, or proper utilization of the facility.

Section 7. Obstructions: Docks and floats must not be obstructed by, nor used as storage area for tools, equipment, gear, etc.

Section 8. Secure Moorage Required: Boats, when unattended, must be securely moored with stern, bow and spring lines, three or more lines being required.

Section 9. Signs: Posting of signs for the sale, charter or rental of boats while moored in the basin shall be subject to the approval of the Manager.

Section 10. Damage by Third Persons: The City of Warrenton will post notices that they will not be responsible for any loss, damage or theft of private property by third persons and that in renting space for moorage, the City retains no control over the vessels or any property located on or about the vessels or upon the floats. Any person mooring his vessel at the Warrenton Basin facilities assumes all risk for such damage, loss, or theft and that the City of Warrenton provides no watchman nor supervision of moorage vessels as any part of its services to the public and the patrons of the Mooring Basin. The renter will sign an Agreement to that effect.

Section 11. Cleaning of Fish: No fish shall be cleaned on the floats and all fish must be cleaned out of the basin on land or water except at properly approved and designated station or stations.

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Section 12. Electricity: Electricity will be provided in accordance with Ordinance No. 479-A by application to the City and upon the signing of an application wherein applicant agrees to comply with the rules and regulations of said Ordinance. Copies will be furnished upon demand.

Section 13. Special Parking: Special Parking by permit for M and N floats will be provided and then only for commercial people.

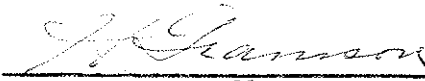
Section 14. Penalty: Any person violating any of the conditions of this Ordinance shall, upon conviction thereof, be punished by a fine not exceeding \$300.00 or by imprisonment in the city jail not exceeding 30 days, or by both such fine and imprisonment.

Section 15. Legality: In case any provisions or provision of this Ordinance shall be held to be invalid for any reason whatsoever by any Court, then all other provisions of this Ordinance shall be held and considered to be independent of and separable from such invalid portion and shall not be affected or rendered void by the invalidity of such other portion.

Section 16. Emergency: That inasmuch as the rules and regulations for the operation of the City of Warrenton Mooring Basin need to be established and a fixed Mooring Basin Code set up in order to have and service an adequate and safe and healthy Mooring Basin, an emergency is hereby declared to exist and this Ordinance is necessary for the immediate preservation of the health, peace and safety of the residents and inhabitants and visitors of the City of Warrenton, this Ordinance shall be in full force and effect immediately after its passage by the City Commission of the City of Warrenton and approval by the Mayor of the City of Warrenton.

Passed by the City Commission of the City of Warrenton this 2nd day of June, 1969.

Approved by the Mayor of the City of Warrenton this 2nd day of June, 1969.



Mayor

ATTEST:



Auditor and Police Judge