

THE CITY OF KETCHIKAN, ALASKA

ORDINANCE NO. 19-1902

AN ORDINANCE OF THE COUNCIL OF THE CITY OF KETCHIKAN, ALASKA; AMENDING KETCHIKAN MUNICIPAL CODE SECTION 13.08.100; SUBSECTIONS 13.08.125(b) AND 13.08.155(a); SECTIONS 13.08.185 AND 13.10.030 TO INCREASE CHARGES FOR PORT USE; AND REPEALING SECTIONS 13.08.101; 13.08.110; 13.08.120 AND SUBSECTION 13.08.125(e); AND ESTABLISHING EFFECTIVE DATES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF KETCHIKAN, ALASKA, AS FOLLOWS:

Section 1. Amendment: Subsection (a) of Section 13.08.100 of the Ketchikan Municipal Code, entitled “Dockage charges,” is hereby amended to read as follows:

“(a) Dockage charges are in addition to all other charges contained in this chapter and shall be assessed against all vessels, except as provided in subsection (f) of this section, as follows:

<u>LOA</u>	<u>Rate per Foot per Day</u>		
	<u>0-6 Days</u>	<u>7-14 Days</u>	<u>15 Days and Over</u>
Under 100'	\$0.67	\$0.55	\$0.50
100' – 149'	\$0.67	\$0.55	\$0.50
150' – 199'	\$1.34	\$1.08	\$0.85
200' – 299'	\$1.69	\$1.34	\$1.08
300' - 399'	\$2.21	\$1.77	\$1.38
400' - 499'	\$2.65	\$2.11	\$1.77
500' - 599'	\$3.55	\$2.84	\$2.84
600' - 699'	\$4.07	\$4.07	\$4.07
700' – 969'	\$4.65	\$4.65	\$4.65
970' - 1049'	\$5.32	\$5.32	\$5.32
1050' and over	\$6.09	\$6.09	\$6.09

The above rates shall be assessed for each day or any part thereof a vessel is docked at the port facility and at the rate fixed for the longest period the vessel is docked.

(b) Vessels less than 400 feet LOA may apply for and make advance arrangements for a special 30-day flat rate docking fee. Such 30-day flat rate will apply only during the period October 15th through April 30th and is as follows:

<u>LOA</u>	<u>30-Day Flat Rate</u>
Under 100'	\$ 789.00
100' - 149'	\$1,749.00
150' - 199'	\$2,623.00
200' - 299'	\$4,752.50
300' - 399'	\$8,174.30

(c) Lighter vessels used to transport passengers or cargo from designated areas of Berth III, Berth IV, Daly, Ryus or other city floats shall be assessed a fee of \$390.00 for each day or any part thereof.

(d) The following provisions apply to vessels docked at the port facilities:

(1) Mooring lines shall be tended by ships' personnel and shall be in good condition and of suitable size and quantity for the vessel.

(2) An operator shall be available at all times to tend and to move the vessel, if and when required.

(e) Except as provided in this subsection, vessels using charter vessel loading zones shall be assessed a fee of \$4.00 per foot per calendar month or any part thereof. A seasonal permit may be obtained for the cost of a monthly permit multiplied by the number of months remaining in the season discounted 20%. A single monthly permit may not be discounted. A permit will not be issued until all outstanding sales tax, interest and penalties have been paid to the City and Borough.

(f) Dockage charges for passenger ships shall be assessed at 105 percent of the rates per foot per day provided for in subsection (a) of this section. For example, a passenger vessel with an LOA of 1,050 feet or more shall be assessed a rate per foot per day of \$6.39. For purposes of this subsection, a "passenger ship" means a vessel carrying passengers for compensation that is not exempted from payment of passenger wharfage fees under KMC 13.10.030."

Section 2. **Repeal:** Section 3.08.101 of the Ketchikan Municipal Code, entitled "Promotional port dockage rates," is hereby repealed in its entirety.

Section 3: **Repeal:** Section 3.08.110 of the Ketchikan Municipal Code, entitled "Wharfage rates," is hereby repealed in its entirety.

Section 4: **Repeal:** Section 3.08.120 of the Ketchikan Municipal Code, entitled "Wharfage - Not chargeable when," is hereby repealed in its entirety.

Section 5: Amendment: Subsection (b), Section 13.08.125 of the Ketchikan Municipal Code, entitled “Additional fees,” is hereby amended to read as follows:

“(b) The additional fee shall be determined by multiplying the vessel’s length-overall (as listed on the certificate of registry issued to the vessel by an internationally recognized classification society) by the following applicable fees:

- (1) \$1.97 per foot for all vessels with a length-overall of between 120 to 499 feet;
- (2) \$3.00 per foot for all vessels with a length-overall of 500 or more.”

Section 6: Amendment: Subsection (a), Section 13.08.155 of the Ketchikan Municipal Code, entitled “Motor vehicle port access passes,” is hereby amended to read as follows:

“(a) Port access passes, valid for the period of May 1st through September 30th, shall be obtained and displayed on vehicles entering the port premises when conducting business related to tourism vessels docked, or to be docked, at the port facilities. The charge for a port access pass is as follows:

<u>Vehicle Size</u>	<u>Rate</u>
Up to 20' and service vehicles	\$ 45.00 per month
Over 20' - 30'	\$ 75.00 per month
Over 30'	\$200.00 per month

Monthly port access passes shall be required for any portion of a month that a vehicle enters on the port premises when conducting business related to tourism vessels docked or to be docked at the port facilities. Monthly port access passes shall not be prorated for partial month use. A seasonal pass may be obtained for the cost of a monthly pass multiplied by the number of months remaining in the season discounted 20%. A single monthly pass may not be discounted. A pass will not be issued until all outstanding sales tax, interest and penalties have been paid to the City and Borough.”

Section 7: Amendment. Section 13.08.185 of the Ketchikan Municipal Code, entitled “Wastewater,” is hereby amended to read as follows:

“Subject to written approval by the city of Ketchikan’s public works department, vessels may offload “grey water” wastewater into the city of Ketchikan’s wastewater collection system on a case-by-case basis. Acceptance will be based on several factors including quantity, anticipated or actual concentration of biochemical oxygen demand, anticipated or actual total suspended solids, method of delivery and the city’s wastewater facilities ability to adequately collect and process the grey water. The rate shall be \$150.00 per day plus \$100.00 per 1,000 gallons of effluent. The Public Works

Director may waive the \$150.00 per day fee on a case-by-case basis.”

Section 8: Amendment. Section 13.10.030 of the Ketchikan Municipal Code, entitled “Imposition of passenger wharfage fees,” is hereby amended to read as follows:

“(a) Beginning April 1, 2021, upon each visit by a passenger ship docking at a city-owned or city-leased port facility, a passenger wharfage fee of \$9.00 per passenger shall be assessed.

(b) Beginning April 1, 2021, upon each visit by a passenger ship that lighters passengers to or from a wharf or port facility owned or leased by the city or any private entity, a passenger wharfage fee of \$6.00 per passenger shall be assessed.

(c) Beginning April 1, 2021, upon each visit by a passenger ship docking at wharf or port facility owned by a private entity, a passenger wharfage fee of \$6.00 per passenger shall be assessed.

Section 9 Effective Date. This ordinance is effective one (1) month after its final passage and publication, but in any event no sooner than the following dates respectively:

The new rates for dockage charges in Section 13.08.100(a) shall be effective April 1, 2021.

The new rates for dockage charges in Section 13.08.100(b) shall be effective April 1, 2020.

The new rates for lighter vessels in Section 13.08.100(c) shall be effective April 1, 2021.

The new rates for vessels using loading zones in Section 13.08.100(e) shall be effective April 1, 2020.

The example of the new rates for passenger vessels in Section 13.08.100(f) shall be effective April 1, 2021.

The elimination of the promotional dockage rates in Section 13.08.101 shall be effective January 1, 2020.

The elimination of the Wharfage rates described in Sections 13.08.110 and 13.08.120 will be effective January 1, 2020.

The new rates for additional fees in Section 13.08.125 shall be effective April 1, 2021.
The new rates for vehicle port access passes in Section 13.08.155 shall be effective

April 1, 2020.

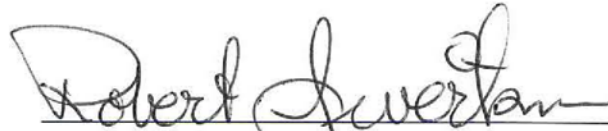
The new rate for wastewater in Section 13.08.185 shall be effective November 1, 2019.

The new rates for passenger wharfage fees in Sections 13.10.030(a), 13.10.030(b) and 13.10.030(c) shall be effective April 1, 2021.

The elimination of sections 13.08.125(e) and 13.10.030(d) shall be effective 30 days after passage.

PASSED ON FIRST READING _____ September 5, 2019 _____.

FINAL PASSAGE _____ September 25, 2019 _____.


Robert Sivertsen, Mayor

ATTEST:


Kim Stanker, MMC
City Clerk

EFFECTIVE DATE: October 28, 2019			
ROLL CALL	YEA	NAY	ABS
BERGERON	X		
COOSE	X		
FLORA	X		
GAGE	X		
WILLIAMS	X		
KIFFER			X
ZENGE	X		
MAYOR			

CERTIFICATE

I, the undersigned, the duly qualified and appointed City Clerk of the City of Ketchikan, Alaska, and the keeper of the records of the City of Ketchikan, including the journal of the proceedings of the Common Council, do hereby certify:

That Ordinance No. 19-1902, was passed in second reading by the Common Council on September 25, 2019 and was published on September 28, 2019 in the following place:

Ketchikan Daily News

In accordance with the City of Ketchikan Charter Section 1-6 (12), after passage and approval of the Council.

The seal affixed hereto is the official seal of the City of Ketchikan and this certificate is hereby executed under such official seal.

IN WITNESS WHEREOF, I have hereunto set my hand this 26th day of September, 2019.



Kim Stanker, MMC
City Clerk

(SEAL)