

THE CITY OF KETCHIKAN, ALASKA

ORDINANCE NO. 23-1979

AN ORDINANCE OF THE COUNCIL OF THE CITY OF KETCHIKAN, ALASKA; AMENDING KETCHIKAN MUNICIPAL CODE SECTIONS 13.08.100(a)(b)(c) AND (f) ENTITLED “DOCKAGE CHARGES;” SECTIONS 13.08.125(a) AND (b) ENTITLED “ADDITIONAL FEES;” SECTIONS 13.08.155(a) AND (e) ENTITLED “MOTOR VEHICLE PORT ACCESS PASSES;” SECTION 13.08.180(a) ENTITLED “WATER;” SECTION 13.08.185 ENTITLED “WASTEWATER;”AND ESTABLISHING EFFECTIVE DATES.

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

Section 1. Amendment: Subsections (a)(b)(c) and (f) 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:

Rate per Foot per Day

<u>LOA</u>	<u>0-6 Days</u>	<u>7-14 Days</u>	<u>15 Days and Over</u>
Under 100'	\$1.67	\$1.55	\$1.50
100' - 149'	1.67	1.55	1.50
150' - 199'	2.34	2.08	1.85
200' - 299'	2.69	2.34	2.08
300' - 399'	3.21	2.77	2.38
400' - 499'	3.65	3.11	2.77
500' - 599'	4.55	3.84	3.84
600' - 699'	5.07	4.07	5.07
700' - 969'	5.65	5.65	5.65
970' - 1049'	6.32	6.32	6.32
1050' and over	7.09	7.09	7.09

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>0-6 Days</u>
Under 100'	\$ 989.00
100' - 149'	1,949.00
150' - 199'	2,823.00
200' - 299'	4,952.50
300' - 399'	8,374.30

(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 \$780.00 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 1050 feet or more shall be assessed a rate per foot per day of \$7.44. 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. **Amendment:** Subsection (a) and (b), Section 13.08.125 of the Ketchikan Municipal Code, entitled "Additional fees," is hereby amended to read as follows:

"(a) In addition to any other fees assessed pursuant to this chapter, an additional fee shall be assessed against each vessel which exceeds 120 feet length-overall and either carries revenue generating passengers or loads or unloads cargo at port of Ketchikan facilities. This additional fee shall be assessed each time the vessel uses port of Ketchikan facilities during the period of April 1st through October 31st of each year. A vessel will be considered to have used port of Ketchikan facilities once each time it is moored to a port of Ketchikan facility.

(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) \$3.00 per foot for all vessels with a length-overall of between 120 to 499 feet;

(2) \$4.00 per foot for all vessels with a length-overall of 500 or more.

(c) The master or agent of each vessel shall provide the length-overall of the vessel upon request of the city."

Section 3. **Amendment:** Subsections (a) and (e) of 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 April 1st through October 31th, 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	\$90.00 per month
Over 20' - 30'	\$150.00 per month
Over 30'	\$400.00 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.

(e) No port access pass shall be issued or continued in operation unless there is in full force and effect a liability insurance policy for each vehicle authorized in the amount of \$1,000,000 combined single limit. The policy shall inure to the benefit of any person who shall be injured or who shall sustain damage to property proximately caused by the negligence of a holder, his servants or agents, and issued by an insurance company authorized to do business in the state. The liability insurance policy shall contain a clause that the same may not be canceled or terminated or allowed to expire by insurer without 30 days' notice to the city. A certificate showing issuance of the policy, containing statements as to coverage and cancellation clause and payment of premium, shall be filed with the port director. If, at any time, there is not in full force and effect a liability insurance policy for that vehicle authorized by the certificate, a port access pass shall not be issued nor shall it be continued in operation until such time as the required insurance is in place.”

Section 4. Amendment: Subsection (a) of Section 13.08.180 of the Ketchikan Municipal Code, entitled “Water,” is hereby amended to read as follows:

“(a) Subject to availability, fresh water may be supplied to vessels at the port of Ketchikan’s facilities at the following rate:

<u>Vessel Length-Overall</u>	<u>Fee for Each Servicing</u>
199 feet or less	\$ 120.00
200 to 299 feet	\$ 240.00
300 to 399 feet	\$ 360.00
400 to 499 feet	\$ 480.00
500 to 599 feet	\$ 720.00
600 to 699 feet	\$ 960.00
700 to 799 feet	\$1,200.00
800 to 899 feet	\$1,440.00
900 to 1,100 feet	\$1,680.00

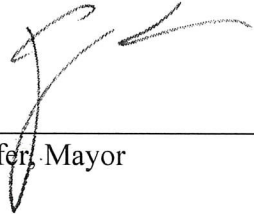
Section 5. Amendment: Section 13.08.185 of the Ketchikan Municipal Code, entitled “Wastewater,” is hereby amended to read as follows:

“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 \$300.00 per day plus \$200.00 per 1,000 gallons of effluent. The Public Works Director may waive the \$300.00 per day fee on a case-by-case basis.”

Section 6. Effective Date. This ordinance is effective one (1) month after its final passage and publication. This ordinance is effective one (1) month after its final passage and publication, but in any event, no earlier than November 1, 2024 except that Section 3 of this ordinance shall be effective one (1) month after its final passage and publication.

PASSED ON FIRST READING _____ October 5, 2023 _____.

FINAL PASSAGE _____ October 19, 2023 _____.



Dave Kiffer, Mayor

ATTEST:



Kim Stanker, MMC
City Clerk

EFFECTIVE DATE: November 22, 2023			
ROLL CALL	YEA	NAY	ABS
KISTLER	X		
ZENGE	X		
FLORA	X		
GAGE	X		
GASS	X		
MAHTANI	X		
FINNEGAN	X		
MAYOR			