Under the authority of CBJ Ordinance Titles 1 and 85, the Docks and Harbors Board is proposing changes to the inactive vessel management regulation set out in 05 CBJAC 07. The inactive vessel management regulation designates areas within the small boat harbor system where inactive vessels are allowed to moor and sets out procedures to administer this moorage.

The Board is proposing a change to subsection (g) of the regulation to allow oversize houseboats that were moored in the CBJ harbor system on or before December 28, 2004 to remain in an inactive moorage zone if the ownership of the oversize houseboat changes after December 28, 2004. The current regulation requires the owner of an oversize houseboat to remove the vessel from the CBJ harbor system is the ownership changes after December 28, 2004.

The Board is accepting written comments on the proposed regulation until August 31, 2006. Mail comments to the Port Director’s Office at 155 S. Seward Street, Juneau, Alaska, 99801, fax them to (907) 586-0295, or hand-deliver them to one of the Docks and Harbor Department Offices.

The Board is holding two public hearings.

- August 22, 2006 at 500 PM in the Aurora Harbor Office
- August 31, 2006 at 700 PM in the Assembly Chambers at City Hall.

The Board is expecting to take final action on the regulation at the August 31, 2006 meeting immediately after the public hearing. This action is not expected to cause an increased appropriation by the municipality.

Please call me at 586-0294 if you have questions.
A REGULATION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Amendment of Title 05 Chapter 07
Inactive Vessel Management

Pursuant to Authority Granted by the Assembly of the City and Borough of Juneau, the Docks and Harbors Board proposes to adopt amendments to the following regulations:

Section 1. Authority. Amendments to these regulations are proposed pursuant to CBJ Ordinance 01.60, 85.02.060, and 85.20.010.

Section 2. Amendment of Regulations. Amendments to the City and Borough of Juneau Administrative Code 05 CBJAC 07.010(g) are proposed as follows with new language in bold and deleted language in strikeout:

(g) Houseboats. A houseboat is eligible for moorage in an inactive zone only if:

1. The dimensions of the houseboat are less than 30 feet in length overall by 12 feet in beam overall by 12 feet in height from the waterline; or

2. The houseboat was moored in the CBJ harbor system on or before December 28, 2004, the effective date of this regulation and the ownership of the houseboat has not changed after the effective date of this regulation.

Section 3 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 June 30, 2006, 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 amends these regulations as set forth above. The agency will next seek Assembly review and approval.

Date: __________________________

John M. Stone, 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. The existence of code authority and the correctness of the required citation of code authority; and
3. Its clarity, simplicity of expression, and absence of possibility of misapplication.

Date: __________________________

John W. Hartle
City Attorney

Assembly Review

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

Date: __________________________

Laurie J. Sica, 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: __________________________

Laurie J. Sica, Clerk
Harris Harbor Inactive Vessel Moorage Zone
Adopted June 29, 2006
Aurora Harbor Inactive Vessel Moorage Zone
Adopted June 29, 2006
Douglas Harbor Inactive Vessel Moorage Zone
Adopted June 29, 2006

Inactive Vessel Moorage Zone

DOUGLAS HARBOR MASTER PLAN NO. 8A