

REGULATIONS OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Amendment of Title 05, Chapters 15, 20, 30 and 40

FEES AND CHARGES – APPLICATION OF CONSUMER PRICE INDEX

PURSUANT TO AUTHORITY GRANTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, THE DOCKS AND HARBORS BOARD PROPOSES TO ADOPT THE FOLLOWING AMENDMENT TO REGULATIONS EFFECTIVE JANUARY 1, 2024:

Section 1. Authority. These regulations are adopted pursuant to CBJ Ordinance 01.60, 85.02.060, and 85.02.100.

Section 2. Amendment of Section. 05 CBJAC 15.030 Dockage charges, is amended to read:

05 CBJAC 15.030 Dockage charges.

...

(e) From May 1 to September 30, dockage for all vessels, except those vessels paying dockage fees set out in 05 CBJAC 15.030(f) and (h), will be assessed for each 24-hour period or portion thereof as follows:

(1) ~~\$3.00~~ 3.53 per foot for vessels less than 65 feet in length overall;

(2) ~~\$5.00~~ 5.89 per foot for vessels with a length overall from 65 feet up to 200 feet; and

(3) ~~\$3.00~~ 3.53 per foot for vessels greater than or equal to 200 feet in length overall.

(f) From May 1 to September 30, fishing vessels will be assessed dockage at ~~\$1.50~~ 1.77 per foot of length overall for each 24-hour period or portion thereof, except there will be no charge to vessels staging to offload at Taku Dock, provided the duration of staging is less than four hours.

...

Section 3. Amendment of Section. 05 CBJAC 15.040 Port maintenance fee, is amended to read:

05 CBJAC 15.040 Port maintenance fee.

...

(e) *Port maintenance fees assessment:*

Time Period	Charge
Each 24-hour period or portion thereof	\$0.055 <u>0.064</u> for each net registered ton of vessel displacement

...

Section 4. Amendment of Section. 05 CBJAC 15.060 Vessel lightering fee, is amended to read:

05 CBJAC 15.060 Vessel lightering fee.

...

(e) *Vessel lightering fee assessment:*

Unit	Charge
Each 24-hour period or portion thereof.	\$1,700.00 <u>2003.09</u>

...

Section 5. Amendment of Section. 05 CBJAC 15.080 Loading permit fee, is amended to read:

05 CBJAC 15.080 Loading permit fee.

...

(c) *Loading permit fees assessment:*

Permit Type	Fee
"A" or "B" Permit	2017: \$300 per company plus \$7 per passenger seat 2018: \$350 per company plus \$8 per passenger seat 2019: Calendar year permit: \$400 <u>494.41</u> per company plus \$9 <u>11.12</u> per passenger seat Starting 2025: Adjust this fee every 5 years based on the CPI adjustment

Limited Loading Permit	\$ 15 <u>18.54</u> per vehicle for each permit day; or \$ 250 <u>309.00</u> per year, whichever is less.
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- (d) *CPI adjustment.* For each calendar year after 2022, the fee assessed in this section will be equal to the previous fiscal year's fee, adjusted by the Consumer Price Index - Urban Alaska (CPI) as reported by the Alaska Department of Labor & Workforce Development for the calendar year preceding the start of the seasonal cruise vessel year (April 1 through November 1). The Docks and Harbors Board may, by motion, take action to keep the fee the same as the previous year, or increase the fee in an amount less than the CPI adjustment.

Section 6. Amendment of Section. 05 CBJAC 15.110 Boom truck usage fee, is amended to read:

05 CBJAC 15.110 Boom truck usage fee.

...

- (b) *Basis for charge.* The charge assessed will be at the rate of \$~~120.00~~ 148.33 per hour for the first hour, and \$~~60.00~~ 74.16 per 30 minutes thereafter.

...

Section 7. Amendment of Section. 05 CBJAC 20.020 Special annual moorage fee for skiffs, is amended to read:

05 CBJAC 20.020 Special annual moorage fee for skiffs.

...

- (b) The annual moorage fee shall be \$~~300.00~~ 370.81 per calendar year (January 1 through December 31).

...

Section 8. Amendment of Section. 05 CBJAC 20.030 Daily moorage fees, is amended to read:

05 CBJAC 20.030 Daily moorage fees.

...

- (d) *Daily moorage fees.* Except as provided for reserved daily moorage, daily moorage fees will be assessed for each 24-hour period or portion thereof as follows:

- (1) From July 1, ~~2021~~ through June 30, ~~2022~~, ~~\$0.58~~ 0.72 per foot; and
- (2) CPI adjustment. The fees assessed in this section will be equal to the previous fiscal year's fee and adjusted by the Consumer Price Index - Urban Alaska (CPI) as reported by the Alaska Department of Labor & Workforce Development for the calendar year preceding the start of the fiscal year. The Docks and Harbors Board may, by motion, take action to keep the fee the same as the previous year, or increase the fee in an amount less than the CPI adjustment.

...

Section 9. Amendment of Section. 05 CBJAC 20.035 Monthly moorage fees, is amended to read:

05 CBJAC 20.035 Monthly moorage fees.

...

- (d) *Monthly moorage fee.* Monthly moorage fees will be assessed for each calendar month or portion thereof as follows:
 - (1) *Downtown harbors.* From July 1, ~~2021~~ to June 30, ~~2022~~: ~~\$4.40~~ 5.42 per foot.
 - (2) *Statter Harbor.* From July 1, ~~2021~~ to June 30, ~~2022~~: ~~\$7.30~~ 9.03 per foot.

...

Section 10. Amendment of Section. 05 CBJAC 20.045 Fee for tenders, is amended to read:

05 CBJAC 20.045 Fee for tenders.

...

- (c) *Moorage fee.* There is no moorage fee for a tender in cases where the primary vessel is shorter than the designated stall length, the owner pays moorage fees based on the designated stall length, and the tender can fit within the stall without causing the tender or primary vessel to protrude beyond the designated stall length. In all other cases, the owner of the tender shall pay fees as follows:
 - (1) Annual fee of ~~\$150.00~~ 176.74 per tender paid in advance;
 - (2) Monthly fee of ~~\$50.00~~ 58.91 per tender paid in advance; or
 - (3) Daily fee in accordance with Section [05 CBJAC 20.030] 30 of this regulation.

...

Section 11. Amendment of Section. 05 CBJAC 20.050 Residence surcharge, is amended to read:

05 CBJAC 20.050 Residence surcharge.

...

- (d) *Residence surcharge.* The owner shall pay a residence surcharge of ~~\$69.00~~ 85.28 per calendar month, or portion thereof, for each vessel used as a residence. For a vessel with more than four residents, the owner shall pay an additional surcharge of ~~\$23.00~~ 28.43 per calendar month, or portion thereof, for each additional resident.

...

Section 12. Amendment of Section. 05 CBJAC 20.060 Recreational boat launch fees, is amended to read:

05 CBJAC 20.060 Recreational boat launch fees.

...

- (h) *Recreational launch ramp permit fees.* Recreational launch ramp permit fees, including administrative fees, will be assessed as follows:

~~Calendar year permit-Annual (January 1 – December 31): \$90.00~~ 111.25
~~(Recreational); \$309.00 (Commercial)~~

Daily: ~~\$15.00~~ 18.53 (Recreational); \$37.08 (Commercial)

Administrative fee for additional permit(s) or lost decal(s): \$5.00 each

...

Section 13. Amendment of Section. 05 CBJAC 20.070 Fees for commercial use of boat launches, is amended to read:

05 CBJAC 20.070 Fees for commercial use of boat launches.

...

- (d) *Inspected vessel fees.* The harbormaster shall assess permit fees to the owner of a vessel engaged in passenger-for-hire activities that is regulated under Subchapter T and S of 40 CFR 33 as follows:

- (1) Calendar year ~~2022~~ permit: ~~\$569.80~~ 671.39 per vessel plus ~~\$1.65~~ 1.94 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity.

...

- (e) *Uninspected vessel fees.* The Harbormaster shall assess permit fees to the owner of a vessel engaged in passenger-for-hire activities that is not regulated under Subchapter T and S of 40 CFR 33 (OUPV - operator of uninspected passenger vessels) as follows:

- (1) Calendar year ~~2022~~ permit: ~~\$171.60~~ 202.20 per vessel plus ~~\$1.65~~ 1.94 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity.

...

Section 14. Amendment of Section. 05 CBJAC 20.080 Passenger-for-hire fee, is amended to read:

05 CBJAC 20.080 Passenger-for-hire fee.

...

- (d) *Inspected vessel fees.* The Harbormaster shall assess permit fees to the owner of a vessel engaged in passenger-for-hire activities that is regulated under Subchapter T and S of 40 CFR 33 as follows:

- (1) Calendar year ~~2022~~ permit: ~~\$569.80~~ 671.39 per vessel plus ~~\$1.65~~ 1.94 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity.

...

- (e) *Uninspected vessel fees.* The Harbormaster shall assess permit fees to the owner of a vessel engaged in passenger-for-hire activities that is not regulated under Subchapter T and S of 40 CFR 33 (OUPV - operator of uninspected passenger vessels) as follows:

- (1) Calendar year ~~2022~~ permit: ~~\$171.60~~ 202.20 per vessel plus ~~\$1.65~~ 1.94 per passenger each calendar day that one or more facilities is used for passenger-for-hire activity.

...

Section 15. Amendment of Section. 05 CBJAC 20.090 Statter Harbor Bus Lot permit fee, is amended to read:

05 CBJAC 20.090 Statter Boat Harbor Bus Lot permit fee.

...

(c) *Fees.* The Harbormaster shall assess permit fees to the owner of a vehicle using the Statter Harbor Bus Lot to pick-up and discharge passengers for passenger-for-hire activities as follows:

- (1) Calendar year permit: ~~\$300.00~~ 370.81 per company plus ~~\$15.00~~ 18.54 per passenger seat; or
- (2) Once per week permit: \$25.00 per vehicle per calendar day for companies that use the lot to drop-off passengers for passenger-for-hire activities no more than once per week; or
- (3) No charge for non-profit use when approved by the Harbormaster on a case-by-case basis.

...

Section 16. Amendment of Section. 05 CBJAC 20.100 Grid usage fees, is amended to read:

05 CBJAC 20.100 Grid usage fees.

...

(d) *Grid usage fees.* Grid usage fees shall be assessed as follows:

\$ per foot per day	\$1.00 <u>1.24</u>
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...

Section 17. Amendment of Section. 05 CBJAC 20.110 Crane use fees, is amended to read:

05 CBJAC 20.110 Crane use fees.

...

(c) *Crane use fees.* Crane use fees will be assessed at the rate of ~~\$5.00~~ 6.17 per each 15 minutes of use.

...

Section 18. Amendment of Section. 05 CBJAC 20.130 Storage fees, is amended to read:

05 CBJAC 20.130 Storage fees.

- (a) A person may apply to the Harbormaster for use of long-term storage space in designated areas. Except as provided herein, the fee for use of this space is ~~\$0.50~~ 0.61 per square foot per calendar month, or portion thereof. The Harbormaster is authorized to issue permits and develop written procedures to implement this section.
- (b) Vessel storage. When available, Docks and Harbors will allow vessels to be hauled out and temporarily stored at the Auke Bay Loading Facility. The following rates apply:
 - (1) May through September: ~~\$1.00~~ 1.18 per linear foot per day for up to five days.
 - (2) May through September: ~~\$3.00~~ 3.53 per linear foot per day after five days.
 - (3) October through April: ~~\$8.00~~ 9.43 per linear foot per calendar month.
 - (4) No storage fee will be assessed for the day the vessel is hauled out.
- (c) Boat stand rental. When a vessel is brought to available uplands for storage by an individual or contractor, Docks and Harbors shall assess one hour of prevailing labor rate for blocking and ~~\$100.00~~ 117.83 per calendar month for use of boat stands. The Harbormaster or their representative shall approve the blocking of all vessels.

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Section 19. Amendment of Section. 05 CBJAC 20.140 Staff labor fees, is amended to read:

05 CBJAC 20.140 Staff labor fees.

When required in the furtherance of duties set out in CBJ Ordinance Title 85, harbor regulations and rules, fees for services of Docks and Harbors Department staff will be assessed as follows:

- (1) ~~\$75.00~~ 92.69 per hour for each staff person with a one-hour minimum charge per staff person;
- (2) ~~\$125.00~~ 142.93 boat charge per hour, one-hour minimum, and increments each 30 minutes prorated; and

...

Section 20. Amendment of Section. 05 CBJAC 20.150 Reserved moorage waitlist fee, is amended to read:

05 CBJAC 20.150 Reserved moorage waitlist fee.

- (a) A person applying for placement on the reserved moorage waitlist shall pay an initial sign-up fee of ~~\$50.00~~ 61.80 and an annual fee of ~~\$10.00~~ 12.36 payable by March 1 of each year that the person wishes to remain on the waitlist.

...

Section 21. Amendment of Section. 05 CBJAC 20.170 Private boathouse surcharge, is amended to read:

05 CBJAC 20.170 Private boathouse surcharge.

...

- (d) *Fair market rent.* The fair market rent used to compute the annual fee is ~~\$0.13~~ .14 per square foot.

Section 22. Amendment of Section. 05 CBJAC 20.175 Fee for delivery and sale of fuel at the Auke Bay Loading Facility, is amended to read:

05 CBJAC 20.175 Fee for delivery and sale of fuel at the Auke Bay Loading Facility.

...

- (b) A fee of ~~\$0.05~~ .055 per gallon of fuel will be assessed to all retailers selling fuel to a vessel at the Auke Bay Loading Facility.

...

Section 23. Amendment of Section. 05 CBJAC 20.210 Auke Bay Loading Facility – Float Moorage, is amended to read:

05 CBJAC 20.210 Auke Bay Loading Facility—Float Moorage.

- (a) The fee to use the Auke Bay Loading Facility Float shall be as follows:
- (1) No cost for the first two hours using the float.

- (2) ~~\$0.75~~ .93 per linear foot per calendar day for using the float for more than two hours and up to three calendar days.
- (3) ~~\$1.50~~ 1.85 per linear foot per calendar day for using the float for more than three calendar days and up to seven calendar days.
- (4) ~~\$3.00~~ 3.70 per linear foot per calendar day for using the float for seven calendar days or more.

...

Section 24. Amendment of Section. 05 CBJAC 20.220 Auke Bay Loading Facility Float – Mechanical Work Zone, is amended to read:

05 CBJAC 20.220 Auke Bay Loading Facility Float—Mechanical Work Zone.

- (a) The rate for the Docks and Harbors Auke Bay Loading Facility Float Mechanical Work Zone shall be as follows:
 - (1) ~~\$0.75~~ .93 per linear foot per calendar day for the first three days.
 - (2) ~~\$1.50~~ 1.85 per linear foot per calendar day for days four through seven.
 - (3) ~~\$3.00~~ 3.70 per linear foot per calendar day in excess of seven days.

Section 25. Amendment of Section. 05 CBJAC 30.010 Shorepower access fees, is amended to read:

05 CBJAC 30.010 Shorepower access fees.

...

- (e) *Daily shorepower access fees.* Fees to access shorepower on a daily basis are as follows:

Connection Type	Fee
20 amp (120V, 1 phase)	\$6.00 <u>7.41</u>
30 amp (120V, 1 phase)	9.00 <u>11.29</u>
50 amp (208V, 1 phase)	25.00 <u>30.90</u>
50 amp (208V, 3 phase)	52.00
100 amp (208V, 3 phase)	86.00 <u>106.30</u>
100 amp (480V, 3 phase)	198.00 <u>244.73</u>

- (f) *Summer monthly shorepower access fees.* Fees to access shorepower on a monthly basis during the months of May, June, July, August, and September are as follows:

Connection Type	Liveaboard Fee	Non-Liveaboard Fee
20 and 30 amp	\$90.00 <u>112.25</u>	\$54.00 <u>66.75</u>
50 amp	180.00 <u>244.73</u>	108.00 <u>133.49</u>
100 amp/208 volt	420.00 <u>519.13</u>	252.00 <u>311.48</u>
100 amp/480 volt	990.00 <u>1,223.67</u>	588.00 <u>726.78</u>

- (g) *Winter monthly shorepower access fees.* Fees to access shorepower on a monthly basis during the months of October, November, December, January, February, March, and April are as follows:

Connection Type	Liveaboard Fee	Non-Liveaboard Fee
20 amp	\$120.00 <u>148.33</u>	\$72.00 <u>89.00</u>
30 amp	162.00 <u>199.88</u>	96.00 <u>118.66</u>
50 amp	300.00 <u>370.81</u>	180.00 <u>222.48</u>
100 amp/208 volt	720.00 <u>889.94</u>	420.00 <u>519.13</u>
100 amp/480 volt	1,680.00 <u>2,076.53</u>	972.00 <u>1,201.42</u>

...

Section 26. Amendment of Section. 05 CBJAC 40.010 General moorage management policy, is amended to read:

05 CBJAC 40.010 General moorage management policy.

...

- (g) *Vessel salvage and disposal.*

- (1) Prior to obtaining a moorage assignment pursuant to 05 CBJAC 40.035, 050, 055, or 065, the owner of a vessel must

...

- (ii) pay a non-refundable moorage surcharge ~~\$0.25~~ .31 per foot per month.

...

Section 27. Amendment of Section. 05 CBJAC 40.065 Vessel anchoring requirements, is amended to read:

05 CBJAC 40.065 Vessel anchoring requirements.

- (d) *Permits.* The owner, operator, master, or managing agent of a vessel must submit an application for an anchoring permit on a form provided by the Port Director.

...

- (2) *Long-term permit.* The Port Director may issue a long-term permit for a vessel anchoring out for 14 to 90 days. No vessel may receive a long-term permit or a combination of permits for anchorage of more than 90 days in any 12-month period.

- (A) A ~~\$100.00~~ 109.00 non-refundable application fee is required to apply for a long-term permit. In addition, the daily fee for anchorage is ~~\$0.25~~ 0.27 per foot.

...

Section 28. 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 ____ [date public comment notice begins in Juneau Empire] ____, 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: _____

Carl Uchytel
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) Its 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 following each section; and
- (3) Its clarity, simplicity of expression, and absence of possibility of misapplication.

Date: _____

Emily L. Wright
Assistant Municipal Attorney

Assembly Review

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

Date: _____

Elizabeth J. McEwen, Municipal 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: _____

Elizabeth J. McEwen, Municipal Clerk