

# SALMON HARBOR MARINA

## RULES & REGULATIONS

EFFECTIVE May 21, 2020

### SECTION 1: INTRODUCTION

#### 1.1 PURPOSE

The purpose of this handbook is to promote the safe and efficient operation of Salmon Harbor Marina for boaters, campers, recreaters and the public.

#### 1.2 APPLICATION

The following rules and regulations apply to all waters and lands within the Salmon Harbor recreational area as referred to in Salmon Harbor Ordinance adopted pursuant to the Intergovernmental Agreement between Douglas County and the Port of Umpqua dated February 11, 1982. Salmon Harbor reserves the right to modify the Salmon Harbor Rules and Regulations at any given time and without notice.

#### 1.3 AUTHORIZATION TO ADMINISTER AND ENFORCE

The Salmon Harbor Management Committee members require the Harbor Manager ('Manager') to administer these Rules and Regulations (rules and regs) by written or verbal instructions. The Manager is charged with enforcement applicable to city, county, state and federal statutes. The Manager may delegate enforcement authority of these rules and regulations to certain staff, which may include a camp host or other designated official. The Manager, or any delegated enforcement authority may request any person or persons violating these rules and regulations to leave the harbor and may obtain assistance from law enforcement officers to protect property and lives or preserve the peace. Harbor users who violate the rules and regs may be subject to cancellation of moorage, penalty charges and impoundments or removal of vessels, RVs, or vehicles. Charges for removal of vessels, RVs, vehicles, or personal property will be assessed against the property and/or it's. The Manager may interpret the intent of rules and regs to carry out the operations of the Harbor.

### SECTION 2: MOORAGE (Annual, Monthly, Weekly, Daily)

2.1 Annual moorage begins on April 1 of each year. Lease agreements for annual moorage must be signed and returned with full payment to the Harbor Office by April 1<sup>st</sup> of each year. After April 30<sup>th</sup> a late charge plus interest on the unpaid balance will be imposed. All moorage fees including daily, weekly, monthly, and annual must be paid in advance at the Harbor Office. For new moorage customers that wish to pay for annual moorage after October 31st of each year, the Harbor Manager has the authority to apply a reduced fee. With advanced payment for annual moorage for the next moorage year the Harbor Manager is authorized to reduce moorage by prorating the remainder of the current annual moorage year.

2.2 No vessel will be permitted to be moored annually or monthly in the Harbor without a moorage agreement signed by the registered boat owner(s) containing the following information: name of registered boat owner(s) and/or captain, driver's license number and/or Social Security number, telephone number, emergency contact and telephone number, current mailing address and physical address (if different), boat name, boat numbers, length and breadth of boat; and copy of current state marine boater's registration or USCG documentation in boat owner(s) name. If annual moorage is not paid by May 1, the rate shall convert from Annual rate to monthly moorage rate.

2.2.1 The lessee further agrees to use sewer pump out station available and will not use any marine sanitation devices in the marina and will not pump or dump any toxic waste including Black water and/or Gray water in the harbor. (ORS 164.785, 164.805, 468.946)

2.2.2 No discharge of commercial solvents, garbage, refuse or fish scraps and carcasses into the waters of the Harbor. The cleaning and rinsing of fish on the docks is permitted, but the scraps and carcasses must be bagged and disposed of in dumpsters. (ORS 164.775, 164.785, 164.805, 468.946)

- 2.2.3 The use of toxic chemicals to clean vessels near or in the water and uplands of Salmon Harbor that can drain into and contaminate the waters of the Harbor is strictly prohibited. (OAR 340, Divisions 40 to 73, ORS 468B)
  - 2.2.4 The use of any debris/waste producing boat maintenance such as, but not limited to, demolition, reconstruction, painting, scraping, sandblasting and power washing the exterior of any vessel moored within Salmon Harbor or upland property is prohibited. (ORS 468B, 468.946)
  - 2.2.5 Annual moorage is non-transferable to another vessel or to a new owner of the same vessel.
  - 2.2.6 Salmon Harbor must be notified in advance if a vessel is being put up for sale.
  - 2.2.7 For emergency purposes and proper registration, the Harbor Office must be notified immediately of the sale or transfer of ownership of any vessel moored in the Harbor.
  - 2.2.8 Customer must notify the Harbor within 10 days of the sale of the vessel and the vessel must be removed or the new owner must make application for a new moorage agreement which may or may not be granted by the Harbor, at the Harbor's sole discretion.
- 2.3 No vessel will be permitted to be moored daily or weekly without first contacting the Salmon Harbor Marina office with the exception of after-hours (transient) moorage.
  - 2.4 Refunds of prepaid annual moorage shall be made for unused portions of advance rental payments after deducting the highest applicable rate.
  - 2.5 Moorage shall be limited to the specified rental period on the lease agreement. Unpaid moorage shall revert to the highest applicable rate. For instance, annual will convert to monthly, monthly will convert to weekly and weekly will convert to daily.
  - 2.6 The Annual moorage late charge and interest incurred May 1 for non-payment of the annual moorage shall be due and payable by lease holder regardless of type of moorage lease.
  - 2.7 If annual moorage is reinstated after June 1, only one monthly rate shall be applied to the annual rate.
  - 2.8 Failure to pay monthly moorage within 30 days shall be cause for revocation of moorage.
  - 2.9 Incorrect state marine boater's registration or USCG documentation, no state marine boater's registration or USCG documentation numbers visible on vessel, or expired state marine boater's registration or USCG documentation shall be cause for revocation of moorage.
  - 2.10 New annual moorage lessee will be allowed 60 days to secure state marine boater's registration or USCG documentation and will be leased moorage on a monthly basis. Monthly moorage payment(s) will be applied to the annual rate when documentation is provided to the Salmon Harbor office.
  - 2.11 A vessel registered in the name of a corporation must provide copy of the Articles of Incorporation or in the name of a Limited Liability Company (LLC) must provide copy of Articles of Organization; name, address, and phone number of the Registered Agent must be provided for the corporation or the LLC.
  - 2.12 For emergency purposes and proper registration, the Harbor Office must be notified immediately of the sale or transfer of ownership of any vessel moored in the Harbor
  - 2.13 All vessels must be moored in such a manner that they do not obstruct the passage of the public along the dock.
  - 2.14 All vessels must be properly secured with adequate care and equipment necessary to prevent a break away.
  - 2.15 The Vessel is allowed to occupy only the slip assigned by a signed lease or paid receipt with the Harbor Office. ***Any vessel moored in a non-assigned slip may be moved without notification by Harbor employees at a charge plus moorage fees at the daily rate.*** Subleasing your assigned slip is prohibited.
  - 2.16 Derelict vessels are not allowed in Salmon Harbor. (Ordinance 12.08.030C). See Section 8 for further definition.
  - 2.17 No vessel shall be allowed to travel at a speed in excess of five (5) miles per hour or create a wake that is considered hazardous or damaging to personal or real property in the Harbor.
  - 2.18 Commercial boat repair is allowed only with proper insurance documentation and permission of the Harbor Manager.
  - 2.19 All Charter and Guide Service operations must be registered with the Harbor Office and approved by the Harbor Manager as a business use in Salmon Harbor.
  - 2.20 The owner shall be responsible for keeping the bilge pump on the moored vessel in good repair. Salmon Harbor has the right to board a vessel and pump out water if they feel the vessel is in danger of sinking. If Salmon Harbor is required or requested to pump a vessel there will be a charge.

- 2.21 Dinghies owned by the moorage lessees may be kept in the water alongside the owner's vessel or secured on the boat if it does not obstruct the adjacent moorage customer. They will not be placed on the docks or fingers.
- 2.22 Moorage spaces may be reassigned at the pleasure of the Harbor Manager with proper notification if the orderly administration of Salmon Harbor so requires. Holders of permits may apply for reassignment; however, reassignment is not a right or privilege inherent to the permit.
- 2.23 Vessels to which permits apply may be temporarily assigned or reassigned to other berths and spaces under the control of the Harbor Manager to accommodate repairs, improvements, maintenance, construction, emergencies or when necessary in order to permit maximum efficient public utilization of Salmon Harbor. Temporary assignment of moorage must be approved in advance by the Harbor Manager.
- 2.24 Mooring lines shall be provided by the Lessee and shall be of sufficient number, strength, and size to insure that the vessel remains securely moored under all reasonable conditions. Any mooring lines provided by Salmon Harbor to secure any vessel shall be charged to the Lessee at the current adopted rate.
- 2.25 Cross ties are not permitted from April 1st to October 1st. During the winter months all cross ties must be registered at the Harbor Office.
- 2.26 There may be a service charge for changing slips. Check with the harbor office.
- 2.27 It is not permitted to tie a vessel to any piling.
- 2.28 Monthly moorage can only be applied to an annual rate within the first thirty (30) days. Weekly moorage can only be applied to the monthly rate within the first seven (7) days. Daily moorage can only be applied to the weekly rate within the first three (3) days.
- 2.29 Vacating time for moorage customers is 2:30 P.M.
- 2.30 Any recreational vessel moored in the harbor monthly or annually is required to provide copies of a current OSMB registration in the owner's name and a copy of its marine liability insurance.
- 2.31 Any commercial vessel moored in the harbor monthly or annually is required to provide copies of the current USCG documentation and marine liability insurance.
- 2.32 A moorage customer may stay overnight on their boat up to eight (8) days in a one month period of time. Any moorage customer staying on their boat more than eight (8) days in a one month period of time are considered a liveaboard and is cause for revocation of moorage agreement.
- 2.33 After hours moorage slips (temporary/unassigned slips) are located on A-Dock, slips 15 and 16, both north and south, and Dock-2, slips 22 through 29 on the north side only.
- 2.34 The use of marijuana is prohibited as public use within Harbor facilities. The use of marijuana may be used within the confines of your vessel only.

### **SECTION 3: DOCKS**

- 3.1 Except in designated areas, fingers and moorage slips are off limits to the general public.
- 3.2 All non-moorage customers and unauthorized personnel must vacate the docks by 10:00 P.M. nightly. For the benefit of the general public the Harbor Manager has designated Dock-9 as an all-night crabbing dock. See the Harbor Office Bulletin Board for that information.
- 3.3 All vessels are private property. Do not board, touch or look through windows. Trespassers can be prosecuted in accordance with State Law.
- 3.4 Burning devices on docks are strictly prohibited.
- 3.5 Bicycles on docks are strictly prohibited.
- 3.6 The vessel owner shall be responsible for dock damage or damage to other vessels caused from fire, faulty equipment, chemical spills including but not limited to oils, paints and solvents.
- 3.7 Vessel owners and the general public shall not obstruct main walkways.
- 3.8 All dock boxes, steps or gear lockers must be approved by the Harbor Manager. In general, dock boxes are only permitted on wood docks located in the East Basin. In the West Basin and on concrete docks, storage is restricted to specifically designed finger steps that do not restrict the safe passage of moorage customers.
- 3.9 All moorage customers are required to provide the appropriate electrical cord, 30 amp plug and water supply line from pedestal. Extra electrical cords may be utilized for a fee and with the permission of the Harbor Manager. All cords must be plugged into the appropriate receptacle. Vessel owners will be responsible for damage to Salmon Harbor property caused by inappropriate application of electrical cords.

- 3.10 It is illegal to tap, connect, disconnect, interfere with or tamper with any water outlet, water pipe, water connection or any electrical wiring, electrical outlet or electrical device of any kind, installed or maintained in the boat harbor, without first obtaining the approval of the Harbor Manager; or to interfere with or tamper with any float, gangplank, walkway, ramp or other facilities within the harbor.
- 3.11 Due to maintenance needs, electrical and water services may be disconnected by Harbor Staff for repairs with or without notification.
- 3.12 Shore power cords must be secured so that they will not hang into the water or constitute a hazard to pedestrian traffic on the floats.
- 3.13 All shore power connections must be with cords designed for marine applications. Shore power cords must have the appropriate type of twist lock plug and receptacles, and be a minimum of 10 gauge wire (for 30 amp service). The use of a house-hold extension cord or any other cord not complying with the foregoing requirements, for shore power connections is prohibited. No accessories, utilities or other attachments may be affixed to Harbor structures.
- 3.14 Customers are prohibited from plugging splitters or adapters into their shore power cords.
- 3.15 Salmon Harbor is not responsible for any damages to a vessel, RV or any personal device due to shore power electrical connection.
- 3.16 Customers are permitted the use of (1) one 30 amp connection per moorage slip.
- 3.17 Extra electrical cords may be utilized for a fee and only with the permission of the Harbor Manager.
- 3.18 Customers are NOT permitted to use the 110v plugs located on the moorage pedestals. These are reserved for Salmon Harbor maintenance only.
- 3.19 The Harbor may disconnect any shore power cord not meeting the foregoing requirements. Any damages resulting from disconnection of an unsatisfactory shore power cord will be at the Owner's sole risk. Owner expressly authorizes the Harbor to disconnect any unsuitable shore power cord and releases the Harbor from any claims resulting from such action.
- 3.20 All risk associated with electricity supply, including risk to any of the vessel's electrical components or circuitry is entirely at customer's risk. See 3.30.
- 3.21 Crab lines in the designated crabbing area of Dock-A must be attended to at all times so as to prohibit a hazard to navigation. Salmon Harbor is not responsible for any damage to or loss of personal property.
- 3.22 All docks must be kept clear and are not to be used for personal storage for items such as, but not limited to, garbage, freezers, planters, dinghies, etc.
- 3.23 All pets on docks are prohibited unless leashed and accompanied by a registered moorage or camping customer.
- 3.24 Fireworks of any type are prohibited on docks.
- 3.25 Salmon Harbor specifically does not guarantee continuity of electrical service to any vessel, the characteristics of any service that is provided, or the characteristics of the vessel service circuit breaker.
- 3.26 Use of electrical service shall be at owner/operators own risk. The Harbor shall not be liable for any damages caused or resulting from inadequate, excessive, or a surge in the electrical voltage or amperage.
- 3.27 Owner/operator agrees to indemnify, defend and hold the Harbor harmless from any claims or damages arising out of or resulting from owner/operators use of electrical service.
- 3.28 Owner/operator shall not draw more voltage or amperage than posted at the point of connection.
- 3.29 All electrical cords and wiring shall meet underwriter's laboratory approval for marine related electrical services.
- 3.30 Owner/operator is subject to additional fees from the Harbor if any of the foregoing rules are broken.

#### **SECTION 4: BOAT LAUNCHING**

- 4.1 Boat launching is only allowed at designated launch ramps.
- 4.2 Launch payment is required year-round.
- 4.3 All launch tickets must be properly filled out.
- 4.4 All launch tickets including annual launch passes must be properly displayed on the dashboard or window on the driver's side of vehicle.
- 4.5 Annual Launch passes shall be issued to only the vessel owner. Launch passes are **NOT** transferable and must be used **ONLY** by the registered boat owner. If the holder of the annual pass is not present then the person using and launching the boat must pay the daily launch fee.

- 4.6 Boat trailers must be attached to vehicles and parked in designated areas.
- 4.7 Boat trailer storage (unattached) is allowed in designated areas only and must be registered in the Salmon Harbor Office.
- 4.8 Boats shall not be left unattended on launch ramp and dock.
- 4.9 Salmon Harbor reserves the right to move any vehicle or trailer at owner's expense.
- 4.10 Weekly and daily moorage customers must pay applicable launch fee.
- 4.11 One daily launch ticket may be applied to the purchase of an annual launch pass.

## **SECTION 5: OVERNIGHT CAMPING**

### **5.1 CAMPING FEES**

- 5.1.1 Camping is allowed in designated areas only, and include one picnic table and one barbeque/fire pit.
- 5.1.2 Sites are on a first come first serve basis and must be paid for to secure the campsite.
- 5.1.3 All fees, including camping fees, are collected year-round.
- 5.1.4 Only one camping unit per space.
- 5.1.5 All camping envelopes must be properly filled out to include all required information.
- 5.1.6 All camping tags must be properly displayed near the access door of camp unit.
- 5.1.7 Daily and weekly campers can pay in the Salmon Harbor office, Monday through Friday, or by pay box located at each restroom, or where you see a camping section sign.
- 5.1.8 Monthly campers must pay and register in the Harbor office.
- 5.1.9 All camping units within Salmon Harbor that are being used or occupied during the day or evening hours are subject to camping fees.
- 5.1.10 Daily rate can only be applied to the weekly rate within the first three (3) days of stay; weekly rate can only be applied to the monthly rate within the first seven (7) days of stay.
- 5.1.11 Maximum stay is three (3) consecutive months; customer and camping unit (including all personal property) must vacate Salmon Harbor property for minimum of 30 days before returning.
- 5.1.12 Failure to pay for occupancy or failure to comply with the rules and regulations set forth is grounds for immediate eviction without refund or future admittance.
- 5.1.13 Must be at least 18 years of age to purchase camping and camp on Salmon Harbor property.
- 5.1.14 No subletting of RV site is allowed. RV site is to be occupied by the registered guest.

### **5.2 CAMPING UNIT REQUIREMENTS**

- 5.2.1 Salmon Harbor Marina camping is for recreational use only and it cannot be your place of residence.
- 5.2.2 Salmon Harbor reserves the right to ask for proof of residence, proof of ownership and proof of any and all tags and titles related to a camping unit in Salmon Harbor.
- 5.2.3 All camping units (motorhome, trailers, campers, vehicle, towed vehicle) must be operational and have current license tags.
- 5.2.4 Tents are allowed only as an auxiliary to the main camping unit and only to accommodate overnight visitors. These auxiliary units or tents must fit within the perimeter of the individual campsite. The staking of tents through the asphalt or pavement is strictly prohibited.

### **5.3 CAMPSITE REQUIREMENTS**

- 5.3.1 All campsites must be kept neat and clean of debris and in an uncluttered state. Storage of any type is prohibited. Patio furniture is allowed but must remain within the boundaries of individual campsites. Visual site clutter such as tarps or clothes lines are prohibited.
- 5.3.2 Campfires are allowed only in designated areas and must use a proper serviceable portable fire pit or container and as long as it is contained within your site and burns within a safe manner. Never leave a fire unattended and extinguish before turning in for the night or leaving the campground. Any wood must be completely contained within the fire ring and all campfires must be attended by an adult.

- 5.3.3 Guests are responsible for all acts and conduct of children. All children under the age of 12 years must be accompanied by an adult 18 years or older.
- 5.3.4 Camping units cannot be left unattended for more than two consecutive weeks.
- 5.3.5 Place all garbage in designated dumpsters located in surrounding areas of the campground.
- 5.3.6 We are not responsible in the case of theft of RV or contents thereof; Nor for any damage caused by natural causes. All activities in the campground are done at the individual's free will and Salmon Harbor will not be responsible for injury to guests or for loss of money/valuable of any kind.
- 5.3.7 No unauthorized storage of boat trailers or vehicles in camp parking areas.
- 5.3.8 The washing, greasing, repair or maintenance of a vehicle, camping unit, sand buggy/sand rail, ATV, motorcycle, etc. is prohibited except as necessary by an emergency. Disabled vehicles must be taken to a repair shop.
- 5.3.9 Ground disposal of any drain water (gray or black) is prohibited by law.
- 5.3.10 Salmon Harbor reserves the right to refuse service, limit the length of stay and the number of persons or vehicles per site and/or evict any person or party without refund.
- 5.3.11 Portable BBQs are not to be set on top of picnic tables as the heat will ruin the table.
- 5.3.12 All complaints must be submitted to the Harbor office in writing and may be referred to an enforcement official for possible mitigation.
- 5.3.13 Monthly customers must be able to provide the Harbor office with proof of current RV and vehicle registrations. RV occupants must show proof of insurance and valid registration for RV and tow vehicle (if applicable). RV must be in good, clean, operable condition.

#### **5.4 CAMPING GENERAL RULES**

- 5.4.1 Vacating time for campsites is 2:30pm
- 5.4.2 Quiet hours are 10:00pm to 6:00am
- 5.4.3 Speed limit within the camping area is 10 mph.
- 5.4.4 Fireworks are prohibited in Salmon Harbor except on the Fourth of July. Fireworks are always prohibited on the docks. Illegal fireworks are always prohibited.
- 5.4.5 Swimming is prohibited in Salmon Harbor waters due to electrical shock danger.
- 5.4.6 The use of marijuana is prohibited as public use within Harbor facilities. The use of marijuana may be used within the confines of your RV only.

### **SECTION 6: FACILITIES**

#### **6.1 SEWER DUMP USAGE**

- 6.1.1 After sewer dump usage, area is to be left clean and hosed off.
- 6.1.2 Any use of the sewer dump facility, including Salmon harbor camping customers, requires payment for the dump fees.

#### **6.2 RESTROOMS/SHOWERS**

- 6.2.1 Restroom/shower buildings are open to the public 24 hours as a convenience to our customers. Restrooms close only when they are being cleaned.
- 6.2.2 Be considerate and clean up after yourself.
- 6.2.3 Report any issues immediately to the Salmon Harbor Office.
- 6.2.4 Do not throw trash, paper towels or feminine hygiene products in the toilet.
- 6.2.5 Pets are not allowed in Salmon Harbor's public restroom or shower buildings except for service dogs.
- 6.2.6 Smoking of any kind is prohibited inside any restroom/shower building.
- 6.2.7 Restrooms and showers are labeled 'men' and 'women'. Men are not permitted to enter the women's restroom or shower. Women are not permitted to enter the men's restroom or shower. A parent or guardian may accompany a child in the restroom. A caregiver may accompany a disabled person in the restroom.

#### **6.3 GARBAGE**

- 6.3.1 Home generated garbage is prohibited in Salmon Harbor garbage containers/dumpsters. The containers/dumpsters are solely for the benefit and use of the Harbor customers and violators are subject to prosecution for theft of services which is a Class 'C' misdemeanor punishable by up to 30 days in jail and a \$1,250 fine. (ORS162.125)
- 6.3.2 The following ACTS are strictly prohibited in Salmon Harbor garbage containers/dumpsters:
  - 6.3.2.1 Digging in garbage containers
  - 6.3.2.2 Salvaging Cans
  - 6.3.2.3 Home generated dumping
  - 6.3.2.4 Commercial dumping
  - 6.3.2.5 Industrial dumping
- 6.3.3 The following **GARBAGE is strictly prohibited** and unlawful to discard in Salmon Harbor garbage containers/dumpsters or on Salmon Harbor property:
  - 6.3.3.1 Oil
  - 6.3.3.2 Solvents
  - 6.3.3.3 Antifreeze
  - 6.3.3.4 Pesticides
  - 6.3.3.5 Paint or varnish
  - 6.3.3.6 Lead Batteries
  - 6.3.3.7 Transmission fluid
  - 6.3.3.8 Distress flares
  - 6.3.3.9 Hazardous waste

## 6.4 PARKING

### 6.4.1 Beach Boulevard Parking Area and Fourth (4th) Street Parking Lot

- 6.4.1.1 The public parking areas on Beach Boulevard and the public parking lot on Fourth (4th) Street and Beach Boulevard (hereafter referred to collectively as parking areas) shall be used solely for the purpose of parking vehicles, recreational vehicles, motor homes, campers, attached travel trailers, buses, or similar motorized means of transportation (collectively referred to as vehicle/s).
- 6.4.1.2 Continuous short term vehicle parking is permitted for up to seventy-two (72) hours. Parking in excess of seventy-two (72) hours is prohibited except:
  - 6.4.1.2.1 As maybe allowed in conjunction with a Special Event permit; or
  - 6.4.1.2.2 As may be permitted at the sole discretion of the Harbor Manager. The moving of a vehicle within the parking areas shall not be deemed to extend the time.
- 6.4.1.3 Unattached trailers are prohibited in the parking areas except:
  - 6.4.1.3.1 As may be allowed in conjunction with a Special Event permit; or
  - 6.4.1.3.2 As may be permitted at the sole discretion of the Harbor Manager.
- 6.4.1.4 Overnight camping is prohibited except as may be allowed in conjunction with a Special Event permit. Overnight camping is defined as occupying a parking area for the purpose of living in and/or sleeping in a vehicle, recreational vehicle, motor home, camper, travel trailer, bus, boat or other personal property any day of the week between the hours of 10:00 pm and 6:00 am.
- 6.4.1.5 Storage of vehicles, recreational vehicles, motor homes, campers, travel trailers, buses, boats, boat trailers or other personal property is prohibited. Storage is defined as occupying a parking area in excess of 72 hours.
- 6.4.1.6 The parking or leaving a vehicle, recreational vehicle, motor home, camper, travel trailer, bus, boat, boat trailer or other personal property in a parking area for vending purposes is prohibited except:

- 6.4.4.6.1 As may be allowed in conjunction with a Special Event permit; or
- 6.4.4.6.2 As may be permitted at the sole discretion of the Harbor Manager.
- 6.4.4.7 Posting for solicitation purposes in any manner such as “For sale”, “for rent”, or “for lease” is prohibited on vehicles, recreational vehicles, motor homes, campers, travel trailers, buses, boats, boat trailers or other personal property in the parking areas except:
  - 6.4.4.7.1 As may be allowed in conjunction with a Special Event permit; or
  - 6.4.4.7.2 As may be permitted at the sole discretion of the Harbor Manager.
  - 6.4.4.7.3 Spaces designated as Loading Zones shall be used only for the purpose of loading and unloading materials, supplies and the like; and shall be used only for such time as is minimally necessary to complete such loading or unloading. Loading zones will be identified either by signage or marked on the ground surface including time restrictions, if any.
  - 6.4.4.7.4 Time restrictions may be applied to individual parking spaces. The time restriction will be indicated at the individual space either by signage or marked on the ground surface.
  - 6.4.4.7.5 Parking of any vehicle containing or transporting hazardous material is prohibited, except for the incidental use applicable to the vehicle such as a propane tank associated with a recreational vehicle, unless otherwise permitted at the sole discretion of the Harbor Manager. “Hazardous material” means any explosive, blasting agent, flammable liquid, flammable solid, oxidizing material, corrosive, compressed gas, poison, radioactive material, or other hazardous materials of such type and in such quantities as to require the display of placards or markings on the vehicle exterior by the United States Department of Transportation regulations (49 CFR Parts 172, 173 and 177) and any other substance, material or device posing an unreasonable risk to health, safety or property during transportation.
  - 6.4.4.7.6 The washing, greasing, repairing or maintenance of a vehicle is prohibited except as necessitated by an emergency.
  - 6.4.4.7.7 Any vehicle, recreational vehicle, motor home, camper, travel trailer, bus, boat, boat trailer or other personal property in violation of these policies shall be towed at the owner’s risk and expense. The decision to tow will be made at the sole discretion of the Harbor Manager or his/her designated representative. Prior to initiating the services of a towing company a notice will be affixed to the vehicle stating that the vehicle will be towed if it is not removed. The notice shall remain on the vehicle for seventy-two (72) hours before the vehicle is removed. A form will be completed and signed by the Harbor Manager or his/her designated representative that includes:
    - 6.4.4.7.7.1 A description of the vehicle to be towed;
    - 6.4.4.7.7.2 The location of the property from which the vehicle will be towed; and
    - 6.4.4.7.7.3 A statement that the Harbor Manager or his/her designated representative has complied with this section. (ORS 98.810-98.812)
  - 6.4.4.7.8 Salmon Harbor Marina reserves the right to use Beach Boulevard and Fourth (4th) Street parking lot for permitted Special Events or at the discretion of the Harbor Manager. At least 5-days prior to restricting parking, written notices will be affixed to vehicles, sandwich boards will be placed on site, and the ‘no parking’ area will be roped-off. Information in the notices and on the sandwich boards will include at least the beginning and ending dates of the “no parking”



restriction, and the deadline date for vehicles to be removed and that if not removed by the specified date they will be subject to being towed at the owner's expense.

- 6.4.4.7.9 Permanent signs containing abbreviated parking rules and regulations will be displayed in the parking areas in plain view to the public. The content and location of the signs shall be determined by the Harbor Manager.

## 6.5 PARKING

### 6.5.1 Salmon Harbor Marina EXCEPT Beach Boulevard Parking Area and Fourth (4th) Street Parking Lot

- 6.5.1.1 The public parking areas and lots (hereafter referred to collectively as parking areas) in Salmon Harbor Marina, except Beach Boulevard and Tax Lot 700 together with the northerly 20 feet of Tax Lot 800 located at the corner of 4th Street and Beach Boulevard, shall be used solely for the purpose of parking vehicles, recreational vehicles, motor homes, campers, vehicles with attached trailers, buses, or similar motorized means of transportation (collectively referred to as vehicle/s).
  - 6.5.1.1.1 Vehicles parking in areas with striped parking spaces shall park entirely within an individual striped parking space.
- 6.5.1.2 Except as provided in paragraph number 4, continuous short term vehicle parking is permitted for up to seventy-two (72) hours. Parking in excess of seventy-two (72) hours is prohibited except:
  - 6.5.1.2.1 As maybe allowed in conjunction with a Special Event permit; or
  - 6.5.1.2.2 As may be permitted at the sole discretion of the Harbor Manager.
  - 6.5.1.2.3 The moving of a vehicle within the parking areas shall not be deemed to extend the time.
- 6.5.1.3 Unattached trailers are prohibited in the parking areas except:
  - 6.5.1.3.1 As may be allowed in conjunction with a Special Event permit; or
  - 6.5.1.3.2 As may be permitted at the sole discretion of the Harbor Manager.
- 6.5.1.4 Overnight camping is prohibited except:
  - 6.5.1.4.1 as may be allowed in conjunction with a Special Event permit;
  - 6.5.1.4.2 or as may be permitted at the sole discretion of the Harbor Manager. Overnight camping is defined as occupying a parking area for the purpose of living in and/or sleeping in a vehicle, recreational vehicle, motor home, camper, travel trailer, bus, boat or other personal property any day of the week between the hours of 10:00 pm and 6:00 am.
- 6.5.1.5 Storage of vehicles, recreational vehicles, motor homes, campers, travel trailers, buses, boats, boat trailers or other personal property is prohibited. Storage is defined as occupying a parking area in excess of 72 hours.
- 6.5.1.6 The parking or leaving a vehicle, recreational vehicle, motor home, camper, travel trailer, bus, boat, boat trailer or other personal property in a parking area for vending purposes is prohibited except:
  - 6.5.1.6.1 As may be allowed in conjunction with a Special Event permit; or

- 6.5.1.6.2 As may be permitted at the sole discretion of the Harbor Manager.
- 6.5.1.7 Posting for solicitation purposes in any manner such as “For sale”, “for rent”, or “for lease” is prohibited on vehicles, recreational vehicles, motor homes, campers, travel trailers, buses, boats, boat trailers or other personal property in the parking areas except:
  - 6.5.1.7.1 As may be allowed in conjunction with a Special Event permit; or
  - 6.5.1.7.2 As may be permitted at the sole discretion of the Harbor Manager.
- 6.5.1.8 Designated Loading Zones shall be used only for the purpose of loading and unloading materials, supplies and the like; and shall be used only for such time as is minimally necessary to complete such loading or unloading. Loading zones will be identified either by signage or marked on the ground surface including time restrictions, if any.
- 6.5.1.9 Time restrictions may be applied to individual parking spaces, parking lots, parking areas and Loading Zones. The time restriction will be indicated either by signage or marked on the ground surface.
- 6.5.1.10 Parking of any vehicle containing or transporting hazardous material is prohibited, except for the incidental use applicable to the vehicle such as a propane tank associated with a recreational vehicle, unless otherwise permitted at the sole discretion of the Harbor Manager. “Hazardous material” means any explosive, blasting agent, flammable liquid, flammable solid, oxidizing material, corrosive, compressed gas, poison, radioactive material, or other hazardous materials of such type and in such quantities as to require the display of placards or markings on the vehicle exterior by the United States Department of Transportation regulations (49 CFR Parts 172, 173 and 177) and any other substance, material or device posing an unreasonable risk to health, safety or property during transportation.
- 6.5.1.11 The washing, greasing, repairing or maintenance of a vehicle is prohibited except as necessitated by an emergency.
- 6.5.1.12 Any vehicle, recreational vehicle, motor home, camper, travel trailer, bus, boat, boat trailer or other personal property in violation of these policies shall be towed at the owner’s risk and expense. The decision to tow will be made at the sole discretion of the Harbor Manager or his/her designated representative. Prior to initiating the services of a towing company a notice will be affixed to the vehicle stating that the vehicle will be towed if it is not removed. The notice shall remain on the vehicle for seventy-two (72) hours before the vehicle is removed. A form will be completed and signed by the Harbor Manager or his/her designated representative that includes:
  - 6.5.1.12.1 A description of the vehicle to be towed;
  - 6.5.1.12.2 The location of the property from which the vehicle will be towed; and
  - 6.5.1.12.3 A statement that the Harbor Manager or his/her designated representative has complied with this section. (ORS 98.810-98.812)
- 6.5.1.13 Salmon Harbor Marina reserves the right to use public parking areas in Salmon Harbor Marina for permitted Special Events or at the discretion of the Harbor Manager. At least 5-days prior to restricting parking, written notices will be affixed to vehicles, sandwich boards will be placed on site, and the ‘no parking’ area will be roped-off. Information in the notices and on the sandwich boards will include at least the beginning and ending dates of the “no parking”

restriction, and the deadline date for vehicles to be removed and that if not removed by the specified date they will be subject to being towed at the owner's expense.

6.5.1.14 Permanent signs containing abbreviated parking rules and regulations will be displayed in the parking areas in plain view to the public. The content and location of the signs shall be determined by the Harbor Manager.

## **SECTION 7: PETS**

- 7.1 All pets in Salmon Harbor must be leashed at all times (six-foot maximum length).
- 7.2 All pet owners are responsible for the animal's behavior, containment and removal of the animal's waste while in Salmon Harbor.
- 7.3 Pets on docks are prohibited unless leashed and accompanied by a registered moorage customer.
- 7.4 Pet owners whose pets are left unattended and/or disturbing other campers may be asked to vacate Salmon Harbor property.
- 7.5 Do not leave pets unattended in public.
- 7.6 No excessive barking allowed.
- 7.7 Pets must be walked by a responsible person to pick up after them immediately.
- 7.8 Pets are not allowed in Salmon Harbor's public restroom or shower buildings unless it is a service animal.
- 7.9 Violation of one or more of these rules is grounds for immediate ejection from the Harbor Facility.

## **SECTION 8: VESSEL SHIP-SHAPE**

### **8.1 VESSEL SEAWORTHINESS**

- 8.1.1 Vessels moored in the Harbor must be completely without hazardous conditions, must be operational and have current title, license and registration, as determined solely by the Harbor, and ready for cruising in local waters.
- 8.1.2 Any Vessel deemed unseaworthy, as determined solely by the Harbor, may be boarded to allow for further inspection in order to prevent hazard to the docks or waters.
- 8.1.3 Vessels which, because of their size, condition, or construction, are deemed by the Harbor to be hazardous to Harbor property or other Vessels, may be denied moorage or have their moorage immediately terminated. In the event of moorage termination, the Owner must remove the Vessel from the Harbor immediately. Provided, however, that the Harbor may take, at the Owner's expense, all actions necessary, including hauling the Vessel out of the water, if the Harbor believes that the Vessel is in immediate danger of sinking or damaging other property. The Harbor may require the Moorage Customer to provide, at no cost to the Harbor, additional information (such as a marine survey) to establish seaworthiness.
- 8.1.4 Although the Harbor shall have no obligation to maintain or monitor Moorage Customer's Vessel, if the Harbor determines the Vessel is in peril, or has placed other Vessels or persons at the Harbor Facility in peril, the Harbor may elect to render aid and require reimbursement by the Moorage Customer for any costs incurred by the Harbor as additional fees. In the event that the Moorage Customer's Vessel releases pollutants and/or sinks, Moorage Customer will be responsible for cleanup and/or removal of the Vessel and restoration of the berthage slip in compliance with all applicable laws and regulations immediately upon demand by the Harbor.
- 8.1.5 Moorage Customer grants the Harbor free access to the Vessel for the purpose of compliance with this Moorage Agreement. The Harbor does not assume any responsibility for the Moorage Customer's Vessel when reassignment of berthage space or emergency services are necessarily provided.
- 8.1.6 Customer shall keep the vessel in seaworthy condition and fully operable at all times while in the water and shall secure and otherwise attend to the needs of the vessel.

### **8.2 VESSEL DEEMED HAZARDOUS OR IN DANGER OF SINKING**

- 8.2.1 Any Vessel which, in the opinion of the Harbor, is in danger of sinking, sustaining any other damage, or is a hazard to any other Vessel(s) or the premises, may immediately and without notice be moved and may be placed in storage ashore. All expenses and risk of loss or damage resulting there from shall be borne by the Vessel Owner, as shall the cost of any salvage services rendered by the Harbor.
- 8.2.2 All Vessels moored in Salmon Harbor must be kept neat and clean of debris and in an uncluttered state. No tarps or clotheslines permitted on Vessels.

## SECTION 9: GENERAL

- 9.1 Campfires are allowed only in designated areas and must use a proper serviceable portable fire pit or container. Open burning is strictly prohibited. (OAR 340 Division 264)
- 9.2 Digging through or in garbage containers or recycling bins is strictly prohibited.
- 9.3 No commercial sign shall be placed within the boundaries of Salmon Harbor without the approval of the Harbor Manager.
- 9.4 The discharge of any weapon including but not limited to a pellet gun, bow or slingshot is prohibited.
- 9.5 Flare guns are only to be used for emergency purposes.
- 9.6 Recreational swimming and skin diving in Harbor water is prohibited due to electrical shock danger.
- 9.7 Commercial diving for repair or emergencies is permitted with the approval of the Harbor Manager.
- 9.8 Any vehicle, trailer or vessel is to be parked in designated areas only. The Harbor reserves the right to move any vehicle at the owner's expense.
- 9.9 Waste containers provided in Salmon Harbor are solely for the benefit and use of the Harbor customers and shall not be used to deposit waste or refuse generated from outside of the harbor.
- 9.10 Fireworks are prohibited in Salmon Harbor except on the Fourth of July. Fireworks are always prohibited on the docks. Illegal fireworks are always prohibited.
- 9.11 No water borne craft is allowed to be moored, anchored, tied off or embarked/disembarked on shorelines within the Harbor or boundaries of Salmon Harbor.
- 9.12 Commercial crabbing is prohibited within Salmon Harbor Marina.
- 9.13 Salmon Harbor Marina cannot accept mail as there is no mail pickup or delivery in Winchester Bay. Customers need to take outgoing mail to the Post Office in the Winchester Bay Market. Incoming U.S. mail must be addressed to the customer c/o General Delivery, Winchester Bay, OR 97467, and they will need to pick it up at the Post Office. UPS and Federal Express must deliver packages direct to the camping site or dock space number at **100 Ork Rock Road, Winchester Bay 97467.**
- 9.14 Subleasing of paid moorage and camping is prohibited.
- 9.15 Early departure of moorage and/or camping reverts back to next highest applicable rate (ie. monthly to weekly, weekly to daily) and not at the discounted rate. Any remaining days, if applicable, will be in the form of a raincheck issued to the customer through the Salmon Harbor office. Rainchecks cannot be issued without customer receipt for moorage and/or camping and must be presented at office when requesting a raincheck.
- 9.16 It is unlawful for any person to engage in the use of marijuana items in a public place. A violation of this section is a Class B violation. ORS 475B.381<sup>1</sup>
- 9.17 No person shall drive a motor or electric powered vehicle on any walk, path, trail, service road or other area unless such walk, path, trail, service road, or area has been officially designed for use by a motor vehicle.
- 9.18 No person shall drive an ATV or unlicensed motorcycle in the residential community of Winchester Bay (anywhere east of the Winchester Creek bridge).
- 9.19 All complaints must be submitted to the Harbor office in writing and may be referred to enforcement official for possible mitigation.
- 9.20 The Harbor Manager or any law enforcement officer has the authority to order any person to immediately vacate any property when the Harbor Manager or law enforcement officer has reasonable cause to suspect that the person has or is violating any regulation.
- 9.21 No person shall remain on the property after being asked to leave by the Harbor manager or any law enforcement officer. If the person does not immediately leave with all personal belongings the person is trespassing and, in addition to other lawful remedies, may be prosecuted for criminal trespass.

- 9.22 The Harbor Manager may refuse to admit any person into the Harbor who has previously been ordered to leave the Harbor. A person who is refused admittance to any Salmon Harbor area may contest the exclusion notice by submitting a written appeal to the Harbor Manager.
- 9.23 Salmon Harbor fees are collected year round. No refunds are given.

**SECTION 10: SALMON HARBOR FEES**

- 10.1 A late charge plus interest will be assessed on unpaid balance of annual moorage after 30 days.
- 10.2 A late charge will be assessed on unpaid balance of monthly moorage after 10 days.
- 10.3 Vessels moored in non-assigned slips may be moved and may be charged a handling fee plus moorage fees at the daily rate. See 10.6 for after-hours/temporary moorage.
- 10.4 A fee will be assessed and charged to the lessee of any vessel that requires pumping.
- 10.5 Additional fees for mooring lines that are provided by Salmon Harbor shall be charged a fee to the Lessee. Salmon Harbor has the authority to pursue legal measures as outlined in Chapter 12.08, Sections 12.08.180 - 12.08.330 of the Ordinance to collect overdue moorage.
- 10.6 After hours moorage slips (temporary/unassigned slips) are located on A-Dock, slips 15 and 16, both north and south, and Dock-2, slips 22 through 29 on the north side only.

**SECTION 11: NOTICE**

- 11.1 For your health and safety docks and camping areas must remain free of debris, electrical cords, hoses, or other items that can present a hazard to yourself and others. Douglas County, The Port of Umpqua and Salmon Harbor Marina are not responsible for any accidents or injuries to any person while on Salmon Harbor property; for any lost or stolen items; or for damage to boats, vehicles, RVs or any personal property. If you have any questions to the above rules and regulations please inquire at the harbor office.