

**PORT OF NEWPORT  
RESOLUTION NO. 2017-11**

**A RESOLUTION AMENDING THE PORT OF NEWPORT FACILITIES CODE TO ADD A  
VIOLATION FOR UNAUTHORIZED TRASH REMOVAL**

**WHEREAS**, the Port of Newport Board of Commissioners adopted Ord. No. 1-2013 on May 28, 2013 creating the Port of Newport Facilities Code (PONFC); and

**WHEREAS**, the PONFC may be amended from time to time by resolution of the Commission; and

**WHEREAS**, the Commission last amended the PONFC via Resolution No. 2016-11 on September 27, 2016; and

**WHEREAS**, the PONFC addresses Waste/Litter/Sewage Disposal in Section 2.21; and

**WHEREAS**, however, the PONFC fails to address removal of waste/litter/sewage from disposal containers; and

**WHEREAS**, now the Port Commission would like to update the PONFC to include a provision that disposed material may not be removed from containers at the Port except by Port employees or contracted collection services;  
**NOW THEREFORE**,

**THE PORT OF NEWPORT BOARD OF COMMISSIONERS RESOLVES AS FOLLOWS:**

**Section 1.** Edit PONFC Section 2.21 with the following:

**2.21 Waste/Litter/Sewage Disposal.** No person may throw, place, leave, deposit, or abandon, or cause or permit to be thrown, placed, left, deposited or abandoned, any industrial waste, litter, or sewage on any Port properties or harbor area, except in designated receptacle areas designated by the Port for the disposal of such materials or substances.

- (a) Refuse or waste containers provided by the Port may only be used for wastes, litter or sewage generated on Port properties or from a vessel's voyage.
- (b) Vessel owners and operators are personally liable for any and all costs associated with cleanup outside of designated receptacle areas of wastes, litter or sewage generated on Port properties by their vessel, crew or guests.
- (c) No person shall remove any industrial waste, litter or sewage placed out for collection, resource recovery, or recycling except port staff or the contracted waste collection service. Violators may be trespassed.

**Section 4.** This resolution becomes effective upon adoption.

**Section 5.** Staff is directed to codify this amendment into the Port of Newport Facilities Code (PONFC) according to past administrative practices.

**APPROVED AND ADOPTED BY THE BOARD OF COMMISSIONERS** this 22nd day of August, 2017.

ATTESTED:



Stewart Lamerdin, Secretary/Treasurer



Patricia Patrick-Joling, President

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