

PORT OF NEWPORT
ORDINANCE NO. 2-1988

AN ORDINANCE PROHIBITING STORAGE ON COMMERCIAL PORT DOCKS;
ESTABLISHING PENALTIES; DECLARING AN EMERGENCY.

WHEREAS, the Port of Newport maintains commercial docks on the north side of the Yaquina Bay where moorage space is made available to vessels, and

WHEREAS, some of the owners and operators of such vessels have placed storage boxes and other personal property on the said Port docks for protracted periods of time, and

WHEREAS, it is hereby found and determined that it is in the best interest of the Port of Newport that such storage not be permitted on such docks,

NOW, THEREFORE, the Port of Newport ordains:

Section 1. This ordinance shall apply to the docks, piers and moorage facilities of the Port of Newport located on the north side of the Yaquina Bay commonly known and referred to as Port Dock 1, Port Dock 5 and Port Dock 7, all of which are hereafter referred to as the "Port Docks".

Section 2. No person shall place, deposit, bring, maintain or permit any personal property, including but not limited to storage boxes and boating equipment, on, upon or about the aforementioned Port Docks, except only mooring lines, electrical cords and hoses used in connection with the moorage and maintenance of said vessel, and further excepting personal property while the owner or person in control of such vessel is physically present for the purpose of loading or unloading such property upon or from the vessel for movement from or to the shore.

Section 3. The owner and the person in charge of any personal property shall be guilty of a violation of this ordinance in the event that such property shall be on or upon the Port Docks except as permitted by Section 2, above.

Section 4. Each violation of this ordinance shall be punishable by a fine not exceeding \$500.00 per day. Each day during which any violation shall continue shall constitute a separate violation of this ordinance.

Section 5. It is hereby found and determined that this ordinance is immediately necessary for the preservation of the public safety, health and welfare, an emergency is hereby declared to exist, and this ordinance shall become effective immediately upon its passage by the unanimous approval of all members of the Board of Commissioners of the Port of Newport in attendance at the

meeting in which this ordinance is adopted, a quorum being present. Within seven days after adoption of this ordinance, the same shall be signed by the presiding officer, attested by the person who served as recording secretary of the Board of Commissioners at the meeting and filed in the records of this District, and a certified copy filed with the County Clerk, available for public inspection. Within 15 days after adoption of this ordinance, notice of the adoption of this ordinance shall be published as required by the provisions of ORS 198.560(3).

Adopted by the following vote at a regular meeting of the Board of Commissioners of the Port of Newport on the 3rd day of May, 1988:

Ayes:	<u>4</u>
Nays:	<u>0</u>
Abstentions:	<u>0</u>
Absent:	<u>1</u>

Approved:

Thomas Coffield
President of the Board of
Port Commissioners

Attest:

[Signature]
Secretary of the Board of
Port Commissioners