

## ORDINANCE NO. 1345

### AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO JERISICH PUBLIC DOCK; AMENDING SECTION 8.28.015 OF THE GIG HARBOR MUNICIPAL CODE TO REVISE THE DEFINITION OF "OVERNIGHT"; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

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WHEREAS, Chapter 8.28 of the Gig Harbor Municipal Code contains provisions for moorage rules and regulations at Jerisich Public Dock; and

WHEREAS, the City of Gig Harbor currently charges a moorage fee during overnight periods at Jerisich Dock; and

WHEREAS, the current overnight period is defined as any time after 7:00 pm and before 7:00 am.; and

WHEREAS, in order to align the overnight period with observed use of Jerisich Dock for temporary moorage, the City Council desires to revise the time of the overnight period for consistency; Now, therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, DO  
ORDAIN AS FOLLOWS:

Section 1. Chapter 8.28.015 - Amended. Chapter 8.28.015 of the Gig Harbor Municipal Code is amended to read as follows:

#### **8.28.015 Definitions.**

For the purposes of this chapter, the definitions listed under this section shall be construed as specified in this section:

"Boat," also known as a vessel, includes every description of watercraft on the water used or capable of being used as a means of transportation on the water, other than a seaplane. However, it does not include inner tubes, air mattresses, and small rafts or flotation devices or toys customarily used by swimmers.

"Dinghy," also known as a tender, is a type of boat 13 ft. or less in length whose sole purpose is to carry people or materials between a larger boat and the shore.

"Non-motorized craft" is a type of boat with no propulsion machinery of any type.

"Overnight" shall be considered any time after ~~7:00 pm 8:00 pm~~ and before ~~7:00 am 8:00 am~~.

Section 2. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be unconstitutional by a court of competent jurisdiction, such invalidity or

unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 3. Effective Date. This Ordinance shall take effect and be in full force five (5) days after passage and publication of an approved summary consisting of the title.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor, this 24<sup>th</sup> day of October, 2016.

CITY OF GIG HARBOR



Mayor Jill Guernsey

ATTEST/AUTHENTICATED:

  
Molly M. Toyslee, City Clerk

APPROVED AS TO FORM:  
Office of the City Attorney

  
Angela G. Summerfield

FILED WITH THE CITY CLERK: 10/05/16  
PASSED BY THE CITY COUNCIL: 10/24/16  
PUBLISHED: 10/26/16  
EFFECTIVE DATE: 11/01/16  
ORDINANCE NO: 1345