

ORDINANCE #10 of 2018
AN ORDINANCE TO AMEND CHAPTER 149 ENTITLED "PARKS",
SECTION 149.6 ENTITLED "USE OF MARINA"
OF THE OGDENSBURG MUNICIPAL CODE

ITEM ONE: WHEREAS, the Ogdensburg City Council has the authority to amend sections of the Ogdensburg Municipal Code and the Parks & Recreation Department seeks to update Chapter 149 entitled "Parks", §149-6, entitled "Use of Marina"; and

WHEREAS, the Ogdensburg City Council also requested that the Ogdensburg Recreation Commission review Chapter 149 entitled "Parks", §149-6, entitled "Use of Marina" and the following is their recommended draft policy for adoption.

BE IT ORDAINED AND ENACTED by the City Council of the City of Ogdensburg, New York, as follows:

ITEM ONE: That Chapter 149 entitled "Parks", §149-6, entitled "Use of Marina", is hereby deleted and replaced with the following:

§ 149-6. Use of marina.

- A. Dockage for private pleasure craft will be made available during the months of May, June, July, August, September and October. The fee to be charged shall be established on an annual basis by the Ogdensburg City Council.
- B. Transient dockage within the marina shall be limited to a maximum consecutive period of 48 hours unless given permission by the Director of Parks & Recreation.
- C. Dockage will be allowed only within the slips provided by the marina itself, and only one boat per slip shall be permitted. The boat moored at a slip will be required to be owned by the person leasing the boat slip. No other boats will be allowed. No Jet-Skis will be allowed to occupy the same slip as a boat. Mooring of any vessel along the western or northern seawall of the municipal marina shall be prohibited unless written and specific permission is granted by the Director of Parks & Recreation.
- D. The City Manager is hereby empowered to issue a permit allowing dockage for periods in excess of 48 hours and allowing dockage in places other than designated slips in exceptional circumstances and when, in the judgement of the City Manager, a public purpose and the best interests of the City shall be served by such a permit.
- E. Vessels entering and exiting the marina, or within 100 feet of the marina shall be operated at no more than 5 mph or idle speed to prevent any wake.
- F. Water skiing within 100 feet of the marina or municipal dock is prohibited.
- G. Swimming is prohibited in the marina area. Fishing from docks within the marina is

prohibited, but shall be allowed along the northern face of the municipal dock.

- H. No one will be allowed to keep chairs, coolers, or other possessions on the docks itself.
- I. Glass beverage containers are prohibited in the Greenbelt area, including the marina.
- J. On or about Feb. 1 of each year, the Parks & Recreation Department will send a letter and renewal form to all of those who rented seasonal boat slips the previous marina season. Those receiving a letter and renewal forms will have at least an 8-week period with a deadline to be determined by the Parks & Recreation Department to return the renewal form, complete payment, driver's license, boat insurance and current boat registration to the Parks & Recreation Department offices at the Dobisky Center, 100 Riverside Ave., in order to be eligible to receive a boat slip for the upcoming marina season. Those who do not return the required paperwork will forfeit their slip.
- K. Payment for boat slips will be determined by the length of the vessel stated on the boat registration submitted to the Parks & Recreation Department.
- L. The following dictates the city marina's boat slip waiting list:
 - 1) City of Ogdensburg residents/property owners and non-residents desiring to lease a boat slip in the City of Ogdensburg owned marina must fill out an application provided by the Parks & Recreation Department and hand that document, as well as a copy of their driver's license, boat registration and boat insurance, to the Parks & Recreation Department offices at the Dobisky Center, 100 Riverside Ave. The department will use documents from the Assessor's Office to verify residency or whether the applicant owns property in the City of Ogdensburg. Depending on his/her residency or whether they own property in the City of Ogdensburg, applicants will be placed on the appropriate and separate waiting lists for city resident/property owner or non-residents. City residents/property owners shall be given first priority over non-residents. All vacancies occurring in dock space shall be filled from the respective waiting lists based on a first-come, first serve basis.
 - 2) Applicants who have properly completed the application in full, will receive written notification of receipt of their application and placement on the appropriate waiting list. The respective waiting lists, for both city residents/property owners and non-residents, will be posted on the City of Ogdensburg's website, marina webpage. The person's name and municipality of residence will be listed. The waiting list will be updated annually.
 - 3) Properly completed applications for a boat slip will be recorded in chronological order from the date of receipt and the awarding of a boat slip will

take these following steps:

- a) When a boat slip is available, the Parks & Recreation Department will notify the next applicant on the wait list with a vessel of appropriate length and width for the available slip determined by the Director of Parks & Recreation. Those on the city resident/property owner list will be contacted first, followed by those on the non-resident list. Only when all those on the resident/property owner list have either accepted or declined a slip will slips be offered to those on the non-resident list.
 - b) If he/she declines the boat slip when approached, the applicant may waive the boat slip but can elect to remain on the waiting list for the next available slip.
 - c) When selected from the waiting list, the Parks & Recreation Department will attempt to contact the applicant for two (2) days by the telephone number listed on the application. If no contact is made by phone, a letter will be sent to the address provided on the application and the applicant will be given seven (7) days to respond. If there is no response by telephone or letter then the applicant will be removed from the wait list and the slip will be offered to the next applicant per the wait list policy.
 - d) Once successful contact has been made, the applicant will have seven (7) days to return a completed boat slip application, driver's license, boat registration, boat insurance and full payment to the Parks & Recreation Department office at the Dobisky Center, 100 Riverside Ave.
- 4) In order for an applicant to maintain his/her status on the waiting list, he/she must notify the Parks & Recreation Department office in writing by using an established "waitlist renewal form" between November 1 and January 1 of each year, to express his/her desire to remain on the waiting list. The "waitlist renewal form" is located at the Parks & Recreation Department office at the Dobisky Center, 100 Riverside Ave., and is also found on the City of Ogdensburg's website, marina webpage. If a renewal form is not filled out in the appropriate time frame, then he/she will be removed from the established waiting list.
- M. Dockage for transient boaters will be made available during the months of May, June, July, August, September and October. The fee to be charged for transient boaters shall be established on an annual basis by the Ogdensburg City Council.
- 1) Day use of transient slips in the City Marina will be allowed only after receiving permission from Parks & Recreation staff.
 - 2) If a transient boat is to remain in a slip overnight, then the boater must fill out a transient boat docking form found at the Dobisky Visitors' Center, 100

Riverside Avenue, and pay the appropriate fee based on the size of the boat before they spend the night.

- N. Upon adoption of this policy, all returning renters for the 2018 boating season will be able to renew their slips regardless of whether they are residents or non-residents, provided they comply with all other documentation requirements.