

Port of Siuslaw
LIVE ABOARD POLICY
Revised 16 July 2003
Revised 18 June 2008
Revised 17 December 2008
Revised 10 October 2010, Resolution 10-20-10A

Purpose:

Provide direction for implementation of Ordinance No. 4, and state and federal regulations when administering Live Aboard use of Port of Siuslaw moorage facilities.

Definitions:

Live Aboard (Live Aboard Licensee-hereafter referred to as a "LAL") for the purpose of this policy shall be defined as any moorage customer who maintains a boat or vessel as their dwelling, for 10 or more days in any 30 day period.

Dwelling shall mean a boat or vessel that has sleeping, cooking and/or plumbing fixtures used for human occupancy and is used for temporary residential purposes.

Live aboard is defined in Port of Siuslaw Ordinance No. 4 as any person sleeping overnight, preparing food, or any other activity normally connected with temporary or permanent lodging. The use of the term 'Live Aboard' in this policy is meant to be consistent with the definition in Ordinance No. 4.

Policy:

The Port of Siuslaw shall permit a limited number of people the privilege of living aboard their vessels in the Port of Siuslaw operated marinas as a use subordinate to their moorage license agreements. The Port of Siuslaw may limit the number of vessels that have LALs within its marinas to a number which can be reasonably sustained by the marina facilities and which do not conflict with its berthing objectives.

The Port of Siuslaw marinas were designed for berthing commercial and recreational boats, not as a living facility. The Port therefore allows LALs as an exception to the first objective for the marinas, and it is considered a privilege. The Port reserves the right to deny, suspend or cancel this privilege at will, if in the opinion of the Port Manager, LALs interfere with the primary objectives of the marina, individually or in the marina as a whole.

Any illegal activities committed by LALs and/or their guests may cause Live Aboard privileges to be revoked.

The Port may regularly inspect and document the use of vessels with LALs to verify compliance with all policies.

LAL use is restricted to full service docks.

LALs are required to have a LIVE ABOARD REGISTRATION AND AUTHORIZATION on file in the Port Office. This authorization shall be kept current and run concurrently with the moorage license. Live Aboard authorizations are subordinate to and terminate upon the termination of the moorage license. Live Aboard authorizations terminate upon sale of the vessel.

If a new boat is purchased that replaces the boat registered under the Live Aboard agreement, a new Live Aboard authorization must be obtained. No subleasing of Live Aboard

authorizations is allowed. Failure to register for Live Aboard use may result in termination of the moorage license.

The Port Manager may limit the number of registered LALs on any one vessel. Only legal owners and identified family members residing with them, or operators or crew members designated by the legal owners, may register to live aboard vessels. All persons authorized to Live Aboard must be identified by name and relationship to vessel owner. No minor may be a registered Live Aboard without his or her parent or guardian being a registered Live Aboard on the same vessel.

Pets are allowed on vessels with LALs on a limited basis, with pre-approval from the Port Manager. All pet waste must be bagged and disposed of properly. Pets must be controlled by their owner and follow applicable City and State laws. Dogs must be on a leash when on Port property.

As a condition of living aboard in the Port of Siuslaw, LALs must report promptly to the Port staff any safety concerns or violations of Port of Siuslaw policies or other problems they may observe in the marina.

LALs shall not engage in behavior that creates a nuisance, disturbs the peace or interferes with Port staff operations and the normal operations of commercial and recreation moorage in the marinas. LALs are responsible for the behavior of their guests in the marina.

Quiet hours are 2200-0700 (10:00pm-7:00am) on a daily basis. However, LALs must understand that commercial fishing operations may take place at any hour of the day or night.

All boats, vessels and watercraft must be kept seaworthy at all times as defined by the moorage license and Port of Siuslaw policy, and must meet all federal, state and local laws, including but not limited to laws pertaining to: watercraft operation, navigation, licensing, vessel safety, and sanitation equipment.

A boat or vessel that is being used only to live aboard, and not maintained in operational order such that it is capable of being used as transportation on the water, is not eligible for moorage and must be made seaworthy within 30 days or it will be required to leave the Port.

All LALs must understand and acknowledge that their vessel is a boat, not a "floating home" as defined by ORS 830.700 and the provisions of ORS 90.505 et. seq. regarding "floating home" rental space do not apply to Live Aboard boats or vessels.

LALs must establish an address other than the Port of Siuslaw office or marinas at which to receive their mail. Permanent residential use of the marinas is prohibited. LALs without a current permanent residence using Port of Siuslaw marinas for temporary residential purposes must designate their previous address as their permanent residence.

The vessel owner shall be responsible for and pay for all Live Aboard fees for those registered and living aboard their vessel. These fees are subject to change and may be established by the Port of Siuslaw Board of Commissioners. The Port may require information on Live Aboard applicant's credit, finances or conduct. The Port will not treat this information as a public record and the Port will not release this information without the written consent of the applicant.

LALs may use the public parking areas in common with other marina users. Live Aboard permit holders are subject to the same allocation of overnight automobile parking permits as other moorage licensees. While on Port property, vehicles must be legally registered, licensed, insured, include current applicable permits and be in running condition. Vehicle maintenance is prohibited in the designated overnight parking area.

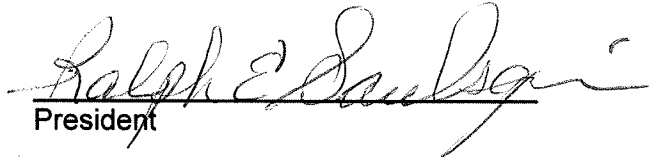
The Port does not guarantee the continuity or characteristics of electrical service, or the quality or supply of water service. LALs accept Port premises as-is and the Port is not obligated to install additional utilities or facilities to accommodate LALs. The Port is not responsible for damages due to failure of services. LALs shall not affix or install any equipment to or on Port property without the consent of the Port Manager. Use of Port property and the electrical and water service is at the LAL's own risk.

With the exception of loading and unloading, LALs shall not leave items stored on Port docks. Access steps are allowed.

All LALs must comply with all applicable federal, state and local regulations pertaining to the discharge of wastes in Oregon marinas. LALs must adhere to any applicable best management practices adopted (such as the Clean Marina guidelines recognized by the Oregon Marine Board) or established by the Port of Siuslaw for vessel maintenance and repair, hazardous materials and waste, and sanitary waste. Pump out station(s) are available and should be used on a regular basis.

Adopted: 16 July 2003, Authorized: Leonard Van Curler

Revised 20 October 2010



President

PORT OF SIUSLAW
LIVEABOARD REGISTRATION AND AUTHORIZATION

SLIP NO.: _____ MOORAGE LICENSE TERM: _____ to _____
(Term of Authorization for Liveaboard Use)

NAME OF MOORAGE LICENSEE: _____ Owner
 Operator

BOAT NAME: _____ DOC/REG NO.: _____

Names of all persons who will be living aboard this vessel, also noting the relationship to the vessel owner:

Name: _____ Permanent Address¹: _____
Relationship: _____
_____ State _____ Zip _____

Name: _____ Permanent Address: _____
Relationship: _____
_____ State _____ Zip _____

Name: _____ Permanent Address: _____
Relationship: _____
_____ State _____ Zip _____

Name: _____ Permanent Address: _____
Relationship: _____
_____ State _____ Zip _____

License of vehicle that will be parked on Port property: Permit # _____

License #: _____ Year/Make/Model _____ Color: _____

Select the type of marine sanitation devices that is used aboard your vessel:

___ Port-a-potty ___ Type I MSD ___ Type II MSD ___ Type III MSD ___ Other/None

Complete and sign registration on reverse side. Not valid for liveaboard authority until signed by the Port Manager.

¹ If no current permanent address, enter previous permanent address

PORT OF SIUSLAW
LIVEBOARD REGISTRATION AND AUTHORIZATION

I, _____, hereby request permission to liveboard the vessel _____ for the persons listed above. In consideration of the attached rules and regulations, and in accordance with Port of Siuslaw ordinances and policies, I agree as follows:

- In addition to the moorage license fee, I will pay a fee of _____ per _____.
- I will not rent or sub-license my boat. Only the persons named on this agreement will reside aboard this vessel.
- My vessel will remain capable of leaving the marina under its own power.
- I understand that the Port of Siuslaw does not guarantee the provision or condition of water, electricity or other services.
- Discharge of any waste to the waters of the marina is prohibited. All liveboards must comply with all laws, regulations and policies governing waste management.
- I understand that this registration is for a use authorization under my agreement to moor the vessel. Liveboard authority terminates immediately upon termination of the moorage license agreement.
- I understand that this document is an authorization for a vessel used for temporary residential purposes only and not a floating home, or an agreement for floating home rental space.
- I understand and agree that the Port may terminate authorization to liveboard at any time and that failure to comply with all Port rules and regulations may result in termination of the liveboard authorization and moorage license agreement.

Vessel Owner Signature: _____ Date: _____

Vessel Owner Signature: _____ Date: _____

Port Manager Authorization: _____ Date: _____