

City of Lake Charles

Signature

Ordinance Number: 15544

326 Pujo Street
P.O. Box 1178
Lake Charles, LA
70602-1178

An ordinance amending Sec. 15-53 of Chapter 15 of the Code of Ordinances relative to docking along the Civic Center Sea Wall including rules and procedures for the Bord du Lac Marina.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAKE CHARLES, LOUISIANA, in regular session convened, that:

SECTION 1. Sec. 15-53 of Chapter 15 of the Code of Ordinances of the City of Lake Charles is hereby amended and reenacted to add Sec. 15-53.3 to read as follows:

"Sec. 15-53.3. Bord du Lac Marina, regulations.

(a) Mooring

1. No person shall use the public docks in Lake Charles in the area adjacent to Bord du Lac Park and near the Lake Charles Civic Center, including but not limited to the civic center seawall, except in areas designated by the Harbor Master.
2. Vessels- Only seaworthy vessels properly registered or documented, insured and under their own power, will be admitted to the marina. When a vessel enters the marina, it immediately comes under the jurisdiction of the Harbor Master.
3. Mooring Lines- All vessels shall be moored by the owner/operator in a safe manner, on cleats with lines equal to or better than:
 - o Displacement less than 7,000# 1/2" lines
 - o Displacement more than 7,000# 5/8" lines
 - o Displacement more than 10,000# per Coast Guard specifications
4. Fenders shall be used to prevent damages to other vessels and piers as necessary.
5. Vessels may stern in or bow in. However no part of the vessel may protrude over any pier.
6. Use of size appropriate slip as assigned by the Harbor Master is required.
7. Harbor Master shall have the final discretion on determining what is necessary for safe mooring.
8. Only one vessel may reside within each slip (excluding tenders).
9. No person or persons shall dock a boat or boats over 65 feet in length at said public docks without written permission of the Harbor Master.
10. No boat shall be docked at said public dock for a period in excess of 72 hours without a special use permit issued by the Harbor Master.

(b) General Conduct

1. Advertizing signs are prohibited and there shall be no solicitation of business or the sale of merchandise. However, any vessel may display a small "For Sale" sign.
2. No berths shall be "held or reserved" by any person other than the Harbor Master.
3. Noise- Users of the marina are subject to the noise provisions of the Code of Ordinances of the City of Lake Charles. TV sets, radios, sound devices, stereos, etc., must be used so as not to create an annoyance for others in the surrounding area.
4. Children- All children twelve (12) years of age or under are not permitted in the marina, on the docks or finger piers without the immediate presence of their parents or other responsible adult. Use of Life Vests is strongly recommended for child safety.
5. Pets- Pets are permitted as long as they do not interfere with other users. Pets must be leashed and toileted in designated areas and waste removed and disposed of.
6. Water Sports- Swimming and diving within the marina for recreation or pleasure is prohibited. No fishing is allowed in the marina.
7. Repairs- Limited boat repairs and maintenance at dockside is at the discretion of the Harbor Master. No work may be accomplished on the piers which may result in damage, scarring, or staining the surface of the pier.
8. Property Damage- Owner/operator shall be required to pay the cost of repairs or replacement of any property damaged by their families or guests. Owners or operator of a

craft damaging the piers or docks while docking shall be liable and must pay for the cost of repairs. The Marina and the City of Lake Charles shall have a lien on any such vessel, its equipment, and appurtenances in the event of such damages to the marina.

9. Parking- Vehicles shall be parked in designated parking areas. No vehicle shall be driven to marina gates to load or unload

(c) Public Safety

1. Marine Navigation- The Rules of the Road and the navigation laws of the United States shall apply to all vessels in or approaching the marina. No vessel shall be operated as to cause a wake in the marina or the No Wake Zone.

2. Waste Disposal / Pollution- No refuse, sewage, debris, flammable liquids, used oil, or any polluting matter shall be deposited in the waters or land of the marina. Owner/operator shall comply with all present state, federal, or other governmental regulations regarding holding tanks, fuel/oil, and sewage disposal. All garbage and other wastes, not referenced above, shall be deposited in containers provided for that purpose. Waste oil shall be removed from the marina by the owner/operator.

3. Freeze Conditions- The Marina reserves the right to shut off water supply and drain lines during freezing temperatures. The Harbor Master will use his own discretion for reinstating the water supply.

4. Power Loss- Owner waives any claims, and the City shall not be liable, for power loss and resultant damages aboard his vessel including sinking due to hurricane, freeze, accident, or any other cause. The Harbor Master will assist in restoring power as conditions dictate.

5. Fire Safety- In case of emergency call "911", tell them you are at Bord du Lac Marina, and the nature of your emergency. Three fire extinguisher cabinets are located on each dock and each is equipped with a strobe and warning horn. These are 10# ABC extinguishers.

6. Hurricane/Storm Conditions- No person shall use the public docks in Lake Charles in the area adjacent to Bord du Lac Park and near the Lake Charles Civic Center, including the civic center seawall, during times when the National Weather Service has issued hurricane or other storm warnings, or during the period of such hurricanes or storms.

7. Walks, Piers, Slip Areas- All walks and piers adjacent to the berths occupied by any craft must be kept clean by the owner/operator of the craft. All hoses and electrical cables shall not clutter the dock. Hangers are provided on all pedestals for safe stowage of hoses and electrical cables. Open flames of any form are not permitted on the pier. No equipment shall be attached to, and no construction or alterations of any kind shall be performed on, the piers or pilings without the consent of the Harbor Master. These provisions are essential to the cleanliness, safety and proper operation of the marina and will be enforced by the Harbor Master.

8. Emergency Repairs- All vessels shall be maintained in a seaworthy condition and shall not constitute a fire hazard. If any craft should sink or become waterlogged, it shall be the responsibility of the owner/operator of said craft to have it raised immediately. If after five days prior notice, the craft has not been raised, the city reserves the right to undertake raising the craft, and any such expense or cost involved will be charged to the owner. Owner accepts total responsibility if his craft sinks in the Marina, or any other emergency occurs per above, and owner waives any claims against Bord du Lac Marina and the City of Lake Charles for same.

(d) Payment of Slip Rent/Other Charges

1. MARINA RATES

- \$20.00/night with utilities
- \$10.00/night without utilities
- 25% discount on fees for groups of 10 or more

SPECIAL USE PERMITS

- \$20.00/night with utilities
- \$10.00/night without utilities

2. Slip rental is due on arrival in order to receive power and water. These fees are

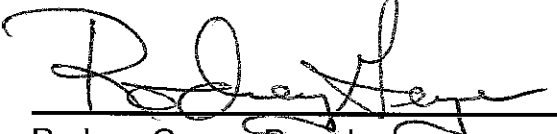
payable in cash, debit card or credit card. User agrees to pay reasonable attorney's fees and court costs, if any, should his account be placed with an attorney for collection. User agrees to abide by all rules and procedures in effect at the time of occupancy. Removal from the marina will forfeit any fees paid. Reservations are strongly advised as group reservations may limit available slips. Reservations and fees are handled by the Office of Harbor Director within the Lake Charles Civic Center (337) 491-1256.

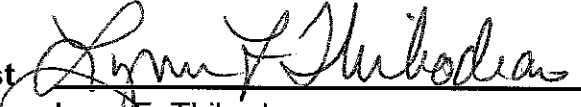
3. Vessels will be allowed to stay for a maximum of 72 hours. Vessels may only stay for more than 72 hours with a special use permit issued by the Harbor Master. Special use permit may not authorize a stay in excess of an additional 48 hours."

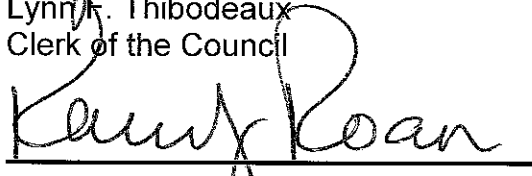
SECTION 2. All other paragraphs, subsections, subparagraphs, clauses, phrases, and words of this section, not specifically amended by this ordinance, are to remain the same.

At a meeting of the City Council on 8/18/2010, this Ordinance was adopted as amended by the following vote:

For: John Ieyoub, Mark Eckard, Dana Carl Jackson, Rodney Geyen, Marshall Simien, Stuart Weatherford and Luvertha August

Passed and Adopted  **Date** 8-18-10
Rodney Geyen, President or Presiding Officer

Attest  **Date** 8-18-10
Lynn F. Thibodeaux
Clerk of the Council

Approved by  **Date** 8-19-10
Randy Roach, Mayor
City of Lake Charles, Louisiana