

MUNICIPALITY OF SKAGWAY, ALASKA
RESOLUTION NO. 23-23R

A RESOLUTION OF THE MUNICIPALITY OF SKAGWAY, ALASKA AMENDING THE PORT OF SKAGWAY TARIFF NO. 3.

WHEREAS, in order to actively address potential ground failures above the Port of Skagway that threaten the health, safety, property, and economic viability of the Skagway community, the Municipality is preparing for long-term protective/preventative actions intended to result in greatly reduced risk to public health and safety; and

WHEREAS, the projected costs of the long-term protections of life, health, safety, and critical port infrastructure from rockslides and other natural disasters are anticipated to place an unbearable cost burden on the Municipality of Skagway; and

WHEREAS, the serious threat of continued rockslides endangers the cruise ships and is a continual danger to the safety of cruise ships; and

WHEREAS, the mitigation efforts and long-term protections will directly benefit the cruise ship vessels and is directly related to the safety of passage in the Port of Skagway; and

WHEREAS, to offset these costs, the Municipality of Skagway recognizes the importance and need to provide for funding through the Vessel Impact Fee; and

WHEREAS, tourism industry representatives, cruise ship representatives, and related business representatives have acknowledged the serious threat from the rockslides and the acknowledged and agreed with the Municipality's efforts to institute mitigation efforts for long-term protection of the cruise ships and property in the Port of Skagway; and

WHEREAS, the Municipality has identified several areas in Tariff No. 3 that need clarification, and newly created forms should be reflected in the document;

NOW THEREFORE BE IT RESOLVED, that the Port of Skagway Tariff No. 3 is amended as follows:

ITEM 40 FORMS

Port of Skagway Terminal Berthing Application
Port of Skagway Terminal Annual Vessel Registration
Port of Skagway Terminal Parking Permit
Port of Skagway Passenger Report
Port of Skagway Vessel Impact Fee Return

Port of Skagway Terminal Use Permit

Port of Skagway Port Access Permit

Port of Skagway Commercial User Permit

Port of Skagway Fresh Water Lading and Passenger Verification

Small Boat Harbor Marine Maintenance Facility Use Agreement

Small Boat Harbor Haul Out and Storage Application

Small Boat Harbor Vessel Moorage Application

Small Boat Harbor Wait List Application and Regulations

Small Boat Harbor Parking Permit

ITEM 170 PROHIBITED ACTS

- A. It is unlawful for any owner, master, operator or managing agent or other person to commit any of the following acts:

23. ~~Wastes generated through~~ Generating waste through hull scraping, painting, hull washing, sanding or other vessel maintenance activities in a manner that may release waste, including oily or hazardous contaminants into the environment ~~be considered hazardous materials. In water paint scraping or any process that occurs underwater which removes paint from the hull is prohibited.~~

24. Conducting any in-water painting, paint scraping, or any other process that occurs underwater which removes paint from the hull.

- ~~245.~~ The discharge of graywater and treated AND untreated sewage in the harbor basin ~~is prohibited.~~

- ~~256.~~ The discharge of wash water from exhaust gas cleaning systems (EGCS) from all fuel combustion machinery (excluding main engines in use for propulsion) into the environment ~~is not permitted~~ while a vessel is at anchorage or at berth within the Port of Skagway.

ITEM 220 VESSEL IMPACT FEE

SECTION 2: FEES

- A. The amount of the fee imposed on passenger vessels shall be assessed per passenger on the passengers listed on the passenger manifest of the passenger vessel as follows:

(SEAL)

1. Upon each visit by a passenger vessel docking at any municipal owned or leased wharf port facility a passenger fee of \$8.50 per passenger shall be assessed. **Effective January 1, 2024, the rate at any municipal owned or leased wharf port facility will increase to \$13.50 per passenger;**
2. Upon each visit by a passenger vessel docking at any privately owned or leased wharf port facility, which facility is located on tidelands owned by the Municipality of Skagway, a passenger fee of \$3.50 per passenger shall be assessed. **Effective January 1, 2024, the rate at any privately owned or leased wharf port facility will increase to \$8.50 per passenger;**
3. Upon each visit by a passenger vessel that anchors a short distance away and tenders passengers to or from a municipal port facility or leased by the Municipality or owned or leased by any private person or entity, a passenger fee of \$8.50 shall be assessed. **Effective January 1, 2024, the rate for any anchoring and tendering vessel will increase to \$13.50 per passenger;**

ITEM 230 DOCKAGE AND MOORAGE

SECTION 1: DOCKAGE CHARGES

(Rates in dollars and cents per foot per **each** 24-hour period **within which the visit occurs, or fraction thereof, rounded up to the nearest hour. No reduction is made for visits that occur within a fraction of a 24-hour period.**) (See Exceptions 1)

ITEM 280 FRESH WATER SERVICE

When requested, the Port of Skagway may furnish fresh water for vessels at the charges shown below, subject to a minimum water charge of \$250.00 **plus the water hookup charge.**

PASSED AND APPROVED this 1st day of June, 2023, by the Assembly of the Municipality of Skagway, Alaska.

ATTEST:

Steve Burnham Jr., Borough Clerk

Andrew Cremata, Mayor

(SEAL)

