

ORDINANCE NO. 1685

AN ORDINANCE OF THE CITY OF DES MOINES, WASHINGTON, relating to the monthly, seasonal, and annual Marina moorage rates, substituting Appendix "A" of Ordinance No. 1636 with the attached Substitute Appendix "A", adopting a new rate schedule, and setting an effective date of July 1, 2017.

WHEREAS, in December of 2009, the Des Moines City Council adopted Ordinance No. 1472 which set Marina Moorage Rates for 2010 and succeeding years, and

WHEREAS, Ordinance No. 1472 established Marina Moorage rates for years succeeding 2011 by indexing the 2010 rates to the Consumer Price Index, All Urban Consumers, Seattle-Tacoma-Bremerton, Washington Area, (commonly known as the "CPI"), and

WHEREAS, Ordinance No. 1636 amended DMMC 15.04.480 by adopting a new rate schedule and set an effective date of January 1, 2016, and

WHEREAS, the City Council retained BST Associates to conduct a rate study in 2016, and

WHEREAS, BST Associates determined that generally, the current moorage rates at the Marina are lower than either the competitive rates found around the area or the cost recovery rates determined by BST, and

WHEREAS, the Council finds that it is reasonable and appropriate to substitute Appendix "A" of Ordinance No. 1636 with the attached Substitute Appendix "A" adopting a new rate schedule, and setting an effective date of July 1, 2017; now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES ORDAINS AS FOLLOWS:

Sec. 1. Appendix "A" of Ordinance No. 1636 is substituted with Substitute Appendix "A" attached to this Ordinance and adopted by reference. A copy shall be on file in the City Clerk's office.

Sec. 2. Severability - Construction.

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this Ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

(2) If the provisions of this Ordinance are found to be inconsistent with other provisions of the Des Moines Municipal Code, this Ordinance is deemed to control.

Sec. 3. Effective date. This Ordinance shall take effect and be in full force five (5) days after its final passage by the Des Moines City Council.

PASSED BY the City Council of the City of Des Moines this 8th day of June, 2017 and signed in authentication thereof this 8th day of June, 2017.


MAYOR

APPROVED AS TO FORM:


City Attorney

ATTEST:


City Clerk

Published: June 13, 2017

Ordinance No. 1685

SUBSTITUTE APPENDIX "A"
(To Ordinance No. 1636)

A. General Moorage Rates - 2017 thru 2020

Effective July 1, 2017, and January 1 for each succeeding year through 2020, the following baseline rates for moorage at the Des Moines Marina, exclusive of any applicable tax, shall be as shown in the following table.

Rates are per lineal foot per month. Total monthly moorage charges are calculated by the method described in Rule No. 5.2 found in the City of Des Moines Marina - Rules and Regulations handbook. Washington State Lease-Hold Excise Tax of 12.84% will be added to total monthly moorage charges.

2017 GENERAL MOORAGE RATES							
Per Lineal Foot - Without Leasehold Excise Tax							
Type		2016	Annual Increase	2017	2018	2019	2020
Covered							
20		\$7.84	2.0%	\$8.00	\$8.16	\$8.32	\$8.49
24		\$8.99	2.0%	\$9.17	\$9.35	\$9.54	\$9.73
28		\$9.74	3.0%	\$10.03	\$10.33	\$10.64	\$10.96
30		\$10.18	4.0%	\$10.59	\$11.01	\$11.45	\$11.91
32		\$10.37	4.0%	\$10.78	\$11.22	\$11.66	\$12.13
36		\$11.81	4.0%	\$12.28	\$12.77	\$13.28	\$13.82
40		\$12.53	3.0%	\$12.91	\$13.29	\$13.69	\$14.10
50		\$14.63	4.0%	\$15.07	\$15.67	\$16.30	\$16.95
Open							
20		\$6.31	2.0%	\$6.44	\$6.56	\$6.70	\$6.83
24		\$7.04	2.0%	\$7.18	\$7.32	\$7.47	\$7.62
28		\$7.33	4.0%	\$7.62	\$7.93	\$8.25	\$8.58
30		\$7.83	2.0%	\$7.99	\$8.15	\$8.31	\$8.48
32		\$8.01	4.0%	\$8.33	\$8.66	\$9.01	\$9.37
36		\$8.49	4.0%	\$8.83	\$9.18	\$9.55	\$9.93
40		\$9.07	4.0%	\$9.43	\$9.81	\$10.20	\$10.61
50		\$10.25	4.0%	\$10.66	\$11.09	\$11.53	\$11.99
60		\$10.63	4.0%	\$11.06	\$11.50	\$11.96	\$12.44

B. Seasonal Moorage Rates

Seasonal moorage rates for the 20, 24 and 28 foot slips are applied each year from March 1 thru October 31. The surcharge for seasonal moorage for 2018 and each succeeding year thru 2020 shall be as shown in the following table. Surcharges will be applied to the General Moorage rates.

SEASONAL MOORAGE RATES		
SLIP SIZE	OPEN	COVERED
20-23 Foot	40%	40%
24-27 Foot	40%	40%
28-31 Foot	33%	33%

C. Prepayment Discounts

The discounts for prepayment of a full year's moorage at the general moorage rates for 2018 and each succeeding year thru 2020 shall be as shown in the following table.

Moorage rates for tenants that terminate before the end of the 12 month minimum period will revert to the monthly rates posted in A. General Moorage Rates.

The discounts for prepayment of seasonal moorage, (five months minimum) for 2018 and each succeeding year thru 2020 shall be as shown in the following table.

PREPAYMENT DISCOUNTS				
For General and Seasonal Moorage				
TYPE		2018	2019	2020
Covered				
20		18%	14%	10%
24		18%	14%	10%
28		10%	10%	10%
Open				
20		18%	14%	10%
24		18%	14%	10%
28		10%	10%	10%

Moorage rates for seasonal tenants that terminate before the end of the 5 month minimum period will revert to the monthly rates posted in B. Seasonal Moorage Rates.

D. Overhang shall be pro-rated. Any portion of a foot shall be considered a full foot.

E. Effective July 1, 2017, and January 1 for each succeeding year thru 2020, the rental rate for the Dry Sheds shall be as shown in the following table.

DRY SHED RENTAL RATES				
Per Month				
Dry Sheds	2017	2018	2019	2020
	\$ 208.00	\$ 216.00	\$ 225.00	\$ 234.00

The Dry Shed Storage Baseline rate for sheds used to store exclusively non-boating related items or household goods without a boat of appropriate size shall be \$400.00 per month, as of July 1, 2017. (The appropriate use for the Dry Sheds is described in Rule 7.2 of the City of Des Moines Marina Rules and Regulations).

Washington State Lease-Hold Excise Tax of 12.84% will be added to total monthly moorage charges.

F. Rates for all other goods and services shall be as established by Executive Order of the City Manager and published at the office of the Des Moines Marina.

LEGAL NOTICE
SUMMARY OF ADOPTED ORDINANCE
CITY OF DES MOINES

ORDINANCE NO. 1685, Adopted June 8, 2017.

DESCRIPTION OF MAIN POINTS OF THE ORDINANCE:

This Ordinance relates to the monthly, seasonal, and annual Marina moorage rates, substituting Appendix "A" of Ordinance No. 1636 with the attached Substitute Appendix "A", adopting a new rate schedule, and setting an effective date of July 1, 2017.

The full text of the Ordinance will be mailed without cost upon request.

Bonnie Wilkins, CMC
City Clerk

Published: June 13, 2017