

Ordinance No. 2516

ORDINANCE TO AMEND SECTIONS 10.5-1-2 UNAUTHORIZED COMMERCIAL SOLICITATION AND USE OF HARBOR FACILITIES AND 10.5-2-1(4) THE POINT CADET MARINA AND THE BILOXI SMALL CRAFT HARBOR BERTHING RATE SCHEDULE

WHEREAS, the City is in the process of updating its ordinances pertaining to Harbors, Marinas, and Waterways; and

WHEREAS, the Biloxi City Council finds that it is in the best interests of the health, safety and welfare of the residents of Biloxi that City ordinances addressing the unauthorized commercial solicitation and use of harbor facilities and the Point Cadet Marina and Small Craft Harbor Berthing Rate Schedule be amended;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BILOXI, MISSISSIPPI:

SECTION ONE: That Sections 10.5-1-2 and Sec. 10.5-2-1(4) are hereby amended as follows:

Sec. 10.5-1-2. - Unauthorized commercial solicitation and use of harbor facilities.

(a) It shall be unlawful for any person to utilize the amenities provided to the commercial tenants of the Biloxi Small Craft Harbor or Point Cadet Marina, specifically the carts, water taps, and cleaning tables, unless that person is either a commercial charter boat slip tenant of the harbor or is in possession of written authorization from a commercial charter boat slip tenant to utilize that slip at that particular time. It shall further be unlawful for any person, whether so authorized or not, to leave those amenities in an unclean or unsanitary condition.

(b) It shall be unlawful for any person to solicit business for a commercial fishing charter or operate a commercial fishing charter while in the Biloxi Small Craft Harbor or Point Cadet Marina except those slip tenants authorized to operate ~~operating~~ a commercial fishing charter from a slip in that harbor.

(c) Each violation of the provisions of this section shall be a separate misdemeanor subject to the penalties imposed by section 1-1-8 of this Code of Ordinances, and the individuals responsible for such violation shall be removed from the Biloxi Small Craft Harbor or Point Cadet Marina.

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Sec. 10.5-2-1. – The Point Cadet Marina and the Biloxi Small Craft harbor berthing rate schedule.

(4) Transient slip fee: \$1.00 per foot per day, plus power utility fee, environmental fee, and seven percent Mississippi sales tax. Transients are limited to 25 consecutive nights. Transients may not solicit business for a commercial fishing charter or operate a commercial fishing charter. Other than special event vessels who are part of a special event agreement, all vessels moored and occupied overnight for longer than 25 consecutive nights shall be classified as live-aboard and charged according to live-aboard rates;

SECTION TWO: This Ordinance shall become effective as soon thereafter as is signed, certified, and as is otherwise provided by law.

The foregoing Ordinance having first been reduced to writing, was read by the Clerk and moved by Councilmember Lawrence, seconded by Councilmember Tisdale, and was adopted by the following vote:

YEAS:	Lawrence	Tisdale	NAYS:	None
	Gines	Glavan		
	Newman	Barrett		
	Deming			

The President then declared the Ordinance adopted this the 18th day of July, 2023.



ATTEST:

APPROVED:

Kei Campbell

 CLERK OF THE COUNCIL

Nathan Barrett

 PRESIDENT OF THE COUNCIL

Submitted to and approved by the Mayor, this the 21st day of July, 2023.

APPROVED:

[Signature]

 MAYOR