

Ordinance No. 2559

ORDINANCE TO AMEND SECTION 10.5-2-2 THE SHERMAN V. CANAAN BACK BAY FISHING DOCK AND THE BILOXI COMMERCIAL FISHING BERTHING RATE SCHEDULE OF THE CODE OF ORDINANCES, BILOXI, MISSISSIPPI, OF 1992

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 the Sherman V. Canaan Back Bay Fishing Dock and the Biloxi Commercial Fishing Dock berthing rate schedule be amended to include a discount of ten percent (10%) for tenants prepaying one (1) year in advance.

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

SECTION ONE: That Section 10.5-2-2 of the Code of Ordinances, Biloxi, Mississippi, of 1992, is hereby amended as follows:

Sec. 10.5-2-2. The Sherman V. Canaan Back Bay Fishing Dock and the Biloxi Commercial Fishing Dock berthing rate schedule.

Berthing fees for the Sherman V. Canaan Back Bay Fishing Dock and the Biloxi Commercial Fishing Dock shall be assessed according to the following schedule, and shall be computed according to the "overall length" definition set out above:

- (1) Permanent tenants of the commercial slips shall pay a monthly fee of \$3.00 times the "overall length" of the boat, plus power utility fee and environmental fee.
- (2) Tenants for the transient commercial slips shall be charged \$1.00 per linear foot of vessel overall length, per day.
- (3) Power utility fees:
 - a. For permanent tenants, per generator:
 - i. 1/30 amps (minimum): \$30.00/month
 - ii. 2/30 amps: 60.00/month
 - iii. 1/50 amps: 50.00/month
 - iv. 2/50 amps: 100.00/month

- v. 100 amps: 100.00/month
 - vi. Over 100 amps: An amount per month to be determined by the port manager of Biloxi Ports and Harbors in his/her sole and absolute discretion.
 - vii. Vessels with no electrical usage:0.25/foot per month
- b. For transient commercial slips, the power utility fee shall be a reasonable amount, for each berth, estimated by the port manager of Biloxi Ports and Harbors in his/her sole and absolute discretion, based on the estimated total amount for the days of occupancy.
- (4) Environmental fees: The amount of this monthly or daily fee shall be a reasonable amount determined by the port manager of Biloxi Ports and Harbors in his/her sole and absolute discretion, based on vessel size and estimate of guests.
- (5) Prepayment: All tenants in the Sherman V. Canaan Back Bay Fishing Dock and the Biloxi Commercial Fishing who prepay one (1) year of berth slip fees will receive a ten percent (10%) discount.

SECTION TWO: Upon unanimous vote of the members of the City Council, this ordinance shall be in full force and effect from and after passage, because it serves the public peace, health and safety of the citizens of Biloxi, and good cause exists for same. If not a unanimous vote 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 Glavan, seconded by Councilmember Tisdale, and was adopted by the following vote:

YEAS:	Lawrence	Tisdale	NAYS:	None
	Gines	Glavan		
	Newman	Shoemaker		
	McGilvary			

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The President then declared the Ordinance adopted this the 23rd day of July, 2024.



ATTEST:

APPROVED:

Keir Campbell
CLERK OF THE COUNCIL

[Signature]
PRESIDENT OF THE COUNCIL

Submitted to and approved by the Mayor, this the 26th day of July, 2024.

APPROVED:

[Signature]
MAYOR