

**PORT OF NEWPORT
RESOLUTION NO. 2021-09**

WHEREAS, the Port Facilities Code authorizes the Port to set eligibility criteria for liveaboard vessels in the Port's marinas without limitation, to include the size, type, and condition of the vessel as well as the creditworthiness, and criminal and rental history of the party seeking to enter the liveaboard agreement.

WHEREAS, the intent behind the Port's Facilities Code is to avail the Port's Marinas to operational and seaworthy vessels of various types, and that the Port's Marinas are not primarily intended to be a housing resource;

WHEREAS, the Port does recognize the mariner's right to stay aboard their vessel when moored in the Port's Marinas, even during extended stays as incidentally required by a vessels trade, transit, or minor maintenance approved by the applicable Harbormaster; and

WHEREAS, the Port desires to maintain clean marinas with high standards for the vessels therein and high standard for the conduct of the users thereof.

NOW THEREFORE, THE PORT OF NEWPORT BOARD OF COMMISSIONERS RESOLVES AS FOLLOWS:

Section 1. The Port shall not be compelled to grant or renew moorage or liveaboard agreements for any reason whatsoever, but in granting such agreements shall exercise careful scrutiny as to the vessel's seaworthiness and operability, and shall only allow liveaboard agreements to be granted or renewed for vessels whose attendees demonstrate acceptable standards of conduct toward other users of the Port, Port employees, and the facility itself. The liveaboard agreement may be terminated at any time due to disregard for the Port's Facilities Code or bad conduct by vessel attendees as determined by Port Staff.

Section 2. Those staying aboard their vessels in the marinas for greater than 21 days shall be required to apply for a liveaboard agreement if the vessel does not leave the marina at any point during those 21 days, unless their stay is otherwise authorized by the Port's Facilities Code.

Section 3. Port Staff shall use this general criteria and more specific criteria contained in the Port's Liveaboard Policy to determine whether or not to grant liveaboard agreements. Port staff shall not be compelled to maintain a minimum number of liveaboard vessels.

Section 12. This resolution may be repealed by resolution.

APPROVED AND ADOPTED BY THE BOARD OF COMMISSIONERS this
16th day of November, 2021.

James Burke

James Burke (Nov 17, 2021 15:39 PST)

James Burke, President

ATTEST:

Walter Chuck

Walter Chuck, Secretary/Treasurer