

## HARRISVILLE HARBOR ORDINANCE

### HARRISVILLE CITY ORDINANCE NO. 88-1

An ordinance to protect the safety and welfare of users of the navigable waters within the Harrisville Harbor Refuge, regulate usage of the docks and piers therein and, regulate the use of on-shore facilities on property owned by the City of Harrisville.

#### THE CITY OF HARRISVILLE ORDAINS:

Section 1. The provisions of this Ordinance shall be in accordance with and cooperative and concurrent with all laws, rules, and regulations promulgated by the several bodies of government, federal, state, and local, and shall be consistent with such regulations, ordinances, laws thereof, and by reference hereto shall become a part of such regulations, ordinances, and legislative enactments of both state and federal governments where the same pertain.

Section 2. No person, firm or corporation shall discharge or permit to be discharged into the waters of Harrisville Harbor, so-called, or on the ice covering said waters, within a distance of the outer sea walls and a line perpendicular from the eastern extremity westward to the high water mark in each extremity of Lake Huron within the city of Harrisville, Alcona County, Michigan, any garbage, offal, mineral substance, vegetable substance, or any other waste materials or other putrid substance or filth.

Section 3. All heads, toilets and vessel outlets shall be thoroughly secured so as to prevent any refuse being deposited with the enclosed Harbor before said vessel, boat, watercraft and float shall enter said Harbor from any direction.

Section 4. On coming into or departing from any dock, wharf or landing place within the Harrisville Harbor of Refuge, no boat, watercraft or float, shall be operated or propelled in excess of three (3) miles per hour.

Section 5. No speed boat, so-called, or boat being used to haul water skiers shall be propelled or operated within the confines of Harrisville Harbor.

Section 6. The Harbormaster shall enforce this Ordinance and to carry into effect the provisions of the laws, federal, state and local, as well as Great Lakes Pilot Regulations of 1960 and Amendments thereto, and, in general, to give such orders and directions relative to the location, change of place or station, manner of moving in, out or using Harrisville Harbor, of all vessels, craft or floats lying, moving, or laid in the Harbor, whether in use or not, as may be necessary to promote peace, health, and welfare of the community of the Harrisville Harbor and to promote good order.

Section 7. No person shall moor any floating craft within the Harbor without first having obtained the permission of the Harbormaster.

Section 8. All vessels, crafts, or floats entering the Harbor shall be required to report to the Harbormaster and to take such positions as may be assigned them by the Harbormaster who will direct their movements.

Section 9. All vessels, craft or floats within Harrisville Harbor shall be securely moored, anchored and tied as directed by the Harbormaster, and it shall be the duty of the owner, master, or captain of the same to maintain such moorage, anchorage and ties at all times while the vessel, craft or float is within the Harbor, so that the same is secured at all times and rigged for all conditions.

Section 10. All gas and oil shall be administered to incoming vessels of any type from the Harbormaster installations, and the Harbormaster shall control the dispensing of products for sale wheresoever within the Harbor area enclosed as defined here; and all prices for petroleum products shall be clearly posted in accordance with the rules and regulations of federal and state law and all revenues thereof shall be strictly accounted for and reported to the City of Harrisville Treasurer, and deposited in the Harrisville Harbor Commission accounts; said account to be used to defray current expenses and any improvements to the Harrisville Harbor. No fueling other than by Harrisville Harbor employees shall be permitted at Harrisville Harbor.

Section 11. The Harbormaster shall be employed by the Harrisville Harbor Commission which shall set forth the duties, hours days and responsibilities of said Harbormaster in accordance with this ordinance.

Section 12. There shall be charged for docking privileges to each vessel that moors to the established dock or mooring buoys owned by the Harrisville Harbor Commission, and accepts the services available therefrom, a sum not less than that set by the Harrisville Harbor Commission on an annual basis in accordance with the regulations of the State Waterways Commission. It shall be the duty of the Harbormaster to see to the logging of each vessel at the time of entry and departure from the Harbor, noting the time thereof, so that the dockage is properly and accurately paid and accounted for.

Section 13. The Harbormaster shall be responsible for the order and cleanliness of the Harbor area which shall include the enclosed Harbor from the breakwater extending westward to the bank of Lake Huron of the property owned by the City of Harrisville, Michigan, and shall keep in operation, or obtain the necessary services so to do, all facilities servicing the Harbor for the welfare and well-being of all vessels and watercraft situate therein.

Section 14. The owner, master, or any person having charge of any watercraft shall not fail to observe any order of the Harbor with reference to the navigation and disposal of his watercraft while within the Harbor limits.

Section 15. No watercraft shall anchor in the harbor except in accordance with the rules and regulations of the United States Government in respect thereto; except in case of necessity, the Harbormaster shall have the authority to direct the location and length of time any watercraft may anchor.

Section 16. No watercraft shall anchor, moor, or otherwise fasten in the harbor in such a manner as to obstruct the passage of any other watercraft coming into or going out of the Harbor. Specifically, no watercraft shall anchor or otherwise fasten in the Harbor within the range area from the Harbor entrance to the dock.

Section 17. No watercraft leaving, entering, or navigating within the enclosed area of the small boat harbor shall move at a rate of speed faster than a "slow no wake" speed as defined in Act 245 of 1959, as amended (MSA 18.1286(1)).

Section 18. No watercraft shall be operated in the Harbor so as to cause annoyance, disturbance or inconvenience to the public.

Section 19. No cargo shall be deposited on any dock or elsewhere which contains anything forbidden entrance to the State of Michigan by state and federal law, or which in anyway is dangerous to the health, safety or welfare of the public.

Section 20. The police and health officials shall at all times have the right to enter upon any watercraft entering the Harbor to inspect said craft or any person thereon for law enforcement purposes.

Section 21. No swimming or diving shall be allowed from the dock or within the dock area at any time.

Section 22. Neither fishing nor fish cleaning shall be allowed from or on the dock, or any extension thereof. Furthermore, there shall be no fish cleaning of any kind on the paved or black topped portion of the harbor area between Lake Street and Lake Huron nor shall there be any fish cleaning within the showers or restroom facility located at the harbor, the pavilion, or on or in any drinking fountain, playground area, or grills.

Section 23. No open fires shall be allowed at any time on the dock, wharf or piers.

Section 24. No bicycles or wheeled conveyances of any sort, except push carts or pull carts for purposes of loading or unloading, shall be operated on the docks or piers at any time.

Section 25. (a) No fueling except by Harrisville Harbor personnel shall be permitted on the docks at any time.

(b) There shall be no smoking in the fueling area of the dock and signs shall be posted prohibiting smoking in that area.

Section 26. Any watercraft moored in a slip posted as a reserved seasonal slip, unless directed to do so by the Harbormaster, will be impounded by the Harbormaster or any law enforcement officer and a service fee of twenty-five (\$25.00) dollars shall be charged to cover the cost of impounding in addition to the penalties set forth below.

Section 27. Parking at the City of Harrisville Harbor shall be limited to those paved areas of the Harbor lying between Lake Street and Lake Huron, more specifically described as parking lots as now existing within the Harbor and shall be limited to such periods of time as are specifically posted, or as otherwise provided in Section 34.

Section 28. Parking shall be defined as any instance where the motor vehicle is left unattended with the exception that commercial delivery units may enter and exit from the Harbor as required for delivery purposes.

Section 29. Parking within the aforementioned Harbor parking lots shall be prohibited along the fire access route.

Section 30. All vehicles shall be parked only within the confines of the pavement markings on the pavement and signs shall be erected showing where either no parking is allowed or where parking for limited specific purposes only is allowed. No person shall park in an area or space designated for parking for limited purposes unless he or she fits the purpose for which parking is so limited.

Section 31. Parking for disabled persons shall be in places so designated. Motor vehicles without a disabled person symbol on the license plate or disabled person symbol or permit displayed as otherwise permitted by laws shall be prohibited from parking in spaces designated for parking for the disabled.

Section 32. For purposes of this Ordinance, the registered owner of a vehicle shall be considered the driver of any unattended vehicle.

Section 33. The Harrisville Harbor Commission is empowered to designate a Long Term Parking Area within the confines of the Harrisville Harbor Parking Lot. This area, so designated, shall be limited to use by owners/operators of watercraft which have departed the Harrisville Harbor and have registered with the Harbormaster. The Harbormaster shall provide a sticker to the owner of the vehicle intending to use the Long Term Parking Lot and that sticker shall be displayed in the front windshield of the vehicle parked in the Long Term Parking Lot.

Section 34. Except as for parking in the Long Term Parking Area, and any other provision in this Ordinance, parking on the Eastern most parking spaces on the top of the access hill of the Harrisville Harbor shall be limited to (30) minutes for any vehicle and parking in the remainder of the City of Harrisville parking lot shall be limited to six (6) hours for any vehicle.

Section 35. All dogs shall be on a leash within the Harrisville Harbor area defined as from the walkway at Lake Street to and including the dock and all extensions thereof in Lake Huron. All dogs shall be taken to the "Dog Run" for purposes of eliminating waste material. Any dog waste deposited otherwise than in the "Dog Run" shall be immediately picked up and disposed of in a proper trash receptacle by the owner of the dog.

Section 36. The Sections of this Ordinance are declared to be severable, and if any Section hereof is declared illegal or void for any reason, it shall not affect the remainder of this Ordinance.

Section 37. Any person, firm or corporation, violating, neglecting or refusing to comply with the provisions of this Ordinance, shall upon conviction thereof, be deemed guilty of a misdemeanor, punishable by a fine of not to exceed one hundred (\$100.00) dollars, or by commitment to the County Jail not to exceed ninety days, or by both said fine and commitment within the discretion of the Court, except that parking violations shall be deemed a civil infraction carrying a fine not exceed fifty (\$50.00) dollars.

Section 38. This Ordinance hereby repeals City of Harrisville Ordinance Nos. 99, 73-3, 74-1, 76-2.

Section 39. This Ordinance shall take effect thirty (30) days after adoption.

Adopted March, 9, 1988

AMENDMENT TO THE HARRISVILLE HARBOR ORDINANCE NO. 88-1 AND 83-1

The ordinances referenced above relating to parking adjacent to the harbor facilities in the City of Harrisville are hereby amended to add the following:

**Parking of Boat Trailers:** The Harbormaster shall have the authority to allow the parking of boat trailers on designated unpaved areas of the harbor lying between Lake Street and Lake Huron in accordance with the terms and conditions of Section 33 of Ordinance No. 88-1. Said long term parking of boat trailers shall be limited to the owners/operators of water craft which have departed the Harrisville Harbor and have registered with the Harbormaster and shall require a sticker to the owner intending to use the long term trailer parking area. The sticker issued by the Harbormaster shall be displayed on the trailer in the long term parking area.

All other provisions of the above described ordinances are hereby ratified and remain in full force and effect.

Laura Bill  
City of Harrisville Clerk

This Amendment to Ordinance No. 88-1 and 83-1 passed on January 8, 2001 and shall have an effective date of 30 days after publication of the same.