19.12.700 - Safekeeping of Vessels—Evidence of Authorization to Perform Certain Services Required.

A.  The lessee of any premises within a County-owned harbor or maritime facility at which vessels are regularly or occasionally berthed, moored, or stored shall take or cause to be taken all reasonable precautions to ensure the safekeeping of such vessels at all times.

B.  It is unlawful for any person to board, dive near or work on any vessel, while the same is berthed, moored, or stored within any County harbor or maritime facility, for the purpose of conducting thereon any maintenance, service or repairs for compensation, or In-Water Hull Cleaning, whether for compensation or not, unless such person shall have first complied with all registration and identification procedures as may from time to time be established by the harbor master. The harbor master may require written or other satisfactory evidence that such person, if not the owner, has been authorized by the owner of said vessel to conduct such maintenance, service or repairs.

C.  The harbor master shall issue written identification to any person who satisfactorily complies with the harbor master's registration and identification procedures, which written identification shall be carried at all times by such person while rendering services on or about any vessel within any County-owned harbor or maritime facility.

D.  In-Water Hull Cleaning—Certification Required. The harbor master shall issue written proof of certified or re-certified completion of one or more education and training programs in Hull Cleaning BMPs to any person who, whether for compensation or not, boards, dives near, or works on any vessel, while the same is berthed, moored, or stored within any County harbor or maritime facility, for the purpose of conducting thereon any In-Water Hull Cleaning.

1.  As a requirement of registration, any person who performs In-Water Hull Cleaning shall provide proof of certified or re-certified completion of one or more education and training programs in Hull Cleaning BMPs, to the satisfaction of the harbor master.

Acceptable education and training programs must cover each of the following topics to the satisfaction of the harbor master: Hull Cleaning BMPs, regulatory perspective and the Federal Water Pollution Control Act (Clean Water Act), boating pollution economics and impacts, hull coatings, fouling growth and progression, and invasive species.

2.  Written proof of certification may only be issued to applicants who are not the subject of any open or unresolved violation of County Code Section 19.12.1145.

E.  The provisions of subsection B of this section, except those provisions relating to In-Water Hull Cleaning, shall not be deemed to apply to the owner of any vessel, to members of his immediate family, to regular employees or sub-contractors of the facility or premises on which such vessel is located, or to any person boarding or performing work on any privately owned vessel for the purpose of performing maintenance, service, or repairs thereon or thereto without compensation.

F.  Appropriate notices of the provisions of this section shall be posted, pursuant to the provisions of Section 19.12.760 of this chapter.

(Ord. 2018-0021 § 7, 2018: Ord. 88-0190 § 1, 1988; Ord. 86-0039 § 22, 1986: Ord. 10391 § 3, 1971: Ord. 9583 § 1, 1968: Ord. 9359 Art. 4 § 417, 1967.)