

Chapter 3.15, "MOORING REGULATIONS," is hereby amended in its entirety to read as follows:

3.15.010 Permits for moorings required.

No person shall utilize, place or construct a new permanent private mooring or buoy in the waters under the jurisdiction of the San Mateo County Harbor District. Existing private moorings with a valid permit issued by the San Mateo County Harbor District may be utilized only by vessels owned by and currently registered to the permittee.

3.15.020 Permit conditions - Cancellation.

Each existing private mooring permit shall be subject to the following conditions:

- A. Private mooring permits may be canceled at any time for violation of any condition of the permit or any provision of this chapter upon giving thirty (30) days' written notice to the permittee by first class mail to the address shown on the permit;
- B. Upon cancellation, it shall be the duty of the permittee to immediately remove the private mooring;
- C. If a mooring permit is cancelled and the private mooring is not removed within thirty (30) days, the private mooring may be removed from the Harbor by the District and stored for the permittee for a period of 90 days at the permittee's expense;
- D. If the private mooring is not used by the permittee for a period of ninety (90) consecutive days, unless such time has been extended by the District in writing, the permit will automatically be cancelled and the private mooring may be removed from the Harbor by the District and stored for the permittee for a period of 90 days at the permittee's expense;
- F. No mooring may be leased or rented by the permittee to another person except with the written permission of the Harbormaster.
- G. The permittee shall be solely responsible for (i) maintaining the private mooring, and (ii) any damage caused by the failure of the private mooring.

3.15.030 Permit fees.

Fees for existing private mooring permits already issued under this chapter shall be paid in amounts and at times as provided by resolution of the Board.

3.15.040 Delinquent fees.

When the fee for an existing private mooring period is in arrears for a period of thirty (30) days or more, the Harbormaster may cancel the permit upon five (5) days' written notice to the permittee by first class mail to the address shown on the permit. If the mooring is not removed by the permittee within thirty (30) days after cancellation of said permit, it shall be deemed abandoned and the private mooring may be removed from the Harbor by the District and stored for the permittee for a period of 90 days at the permittee's expense.

3.15.050 Unauthorized use of mooring.

A private mooring shall be used only by a vessel owned by and currently registered to the permittee. All other uses are unauthorized.

3.15.060 Permit not transferable.

Any existing private mooring permit issued under this chapter authorizes the permittee to use a limited water area and submerged land area for mooring purposes only. An existing private mooring permit shall not be transferred, sold, sublet or used for any means, for any given time, by any vessel not owned and registered to permittee.

3.15.070 Mooring construction and maintenance.

A. Each existing private mooring shall satisfy the following conditions: (i) chains and fastenings shall be of sufficient size to withstand the maximum mooring loads anticipated, (ii) the anchor, or other means used to connect the buoy to the ocean bottom, shall be of sufficient strength and size to adequately withstand the maximum anticipated mooring loads for the vessel tonnage and windage without dragging or otherwise changing location, (iii) the lines on buoys shall be arranged to immediately sink when dropped, and (iv) the private mooring shall be kept in good and serviceable condition.

B. The Harbormaster may require a mooring to be removed or repaired in the event that the Harbormaster determines the private mooring fails to satisfy the conditions in this Section.

C. Failure to repair a private mooring as required by the Harbormaster shall be cause for cancellation of the permit pursuant to Section 3.15.020.

3.15.080 Buoy markings.

Existing private mooring buoys shall have sufficient positive buoyancy to support the weight of the mooring line, even in strong weather, and be painted with the permit number the Harbormaster has allocated to the mooring, numbering at least three (3") inches in height. The color of said number shall contrast with the color of the buoy. The permit number shall be maintained to be clearly readable.

3.15.090 Inspection of moorings.

The permittee of each existing private mooring shall cause a mooring professional certified diver to inspect said moorings at least one (1) time per year and the results of the inspection shall be conveyed in writing to the Harbormaster.

3.15.100 Mooring relocation.

The Harbormaster may require that a mooring be relocated at any time. Such relocation shall be completed at expense of the private mooring permittee within forty-five (45) days after mailing of written notice to the permittee by first class mail to the address shown on the permit. If an existing private mooring needs to be moved or replaced, the permittee will provide a mooring installation plan for approval by the Harbormaster. The Harbormaster will designate and approve a location, which may differ from original location. The new mooring design must be purpose built, anchoring system must be professionally manufactured for said purpose, e.g., engine blocks, homemade concrete blocks, etc. will not be allowed.

3.15.110 Number of vessels.

No more than one (1) vessel is permitted to be attached to a private mooring, with the exception of one small tender to the mother vessel. Length of the tender shall not exceed 12'.