

Chapter 17.28

FEB 18 2011

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BUSINESS ACTIVITY AND ADVERTISING IN HARBOR

Sections:

17.28.010 Permit Required - Solicitation or Business Activity. 17.28.060 Permits Non-Transferable. 17.28.020 Permission Required - Advertising. 17.28.070 Appeal to Board of Harbor Commissioners. 17.28.030 Permit Fee and Duration. 17.28.090 Business Tax Not Permit. 17.28.040 Regulation. 17.28.100 Commercial Photography in Harbor. 17.28.050 Revocation of Permit.

17.28.010 Permit Required - Solicitation or Business Activity.

It is unlawful for any person, other than a Harbor lessee or sub-lessee or his employee, to peddle or solicit in any public area within the Harbor, or upon the waters of the Harbor, or to engage in any business or commercial activity or service, without first receiving a permit from the Waterfront Director, and without complying with all applicable ordinances of the City. Notwithstanding the provisions of this section, an individual boat owner occupying a slip in the Harbor shall not be required to obtain a permit for selling his own boat occupying the slip. (Ord. 4757, 1992; Ord. 3517 §2(part), 1972.)

17.28.020 Permission Required - Advertising.

It is unlawful for any person to post, distribute or display signs, commercial advertisements or circulars in any public area within the Harbor or on the waters of the Harbor, without first receiving permission from the Waterfront Director and without complying with all applicable ordinances of the City. Notwithstanding the provisions of this section, an individual boat owner occupying a slip in the Harbor shall not be required to obtain a permit to display a "For Sale" sign on his own boat occupying said slip. Also allowed, at the discretion of the Waterfront Director, are signs and announcements of non-profit making organizations of Harbor boat owners and flyers and advertisements posted on bulletin boards provided on Marina gates. (Ord. 4757, 1992; Ord. 3517 §2(part), 1972.)

17.28.030 Permit Fee and Duration.

A fee, established by resolution of City Council, shall be charged by the Waterfront Director for each Business Activity Permit issued pursuant to this chapter. The permit extends for a period of one (1) year, beginning on August 1 of each year and expiring on July 31 of each year. (Ord. 5458, 2008; Ord. 4757, 1992; Ord. 3517 §2(part), 1972.)

17.28.040 Regulation.

Activities permitted shall be subject to such further regulation, in the public interest, as determined by the Harbor Commission at a regularly noticed meeting. (Ord. 4757, 1992; Ord. 3517 §2(part), 1972.)

17.28.050 Revocation of Permit.

The following activities by the permittee shall be grounds for revocation of the Business Activity Permit by the Waterfront Director without refund of fee:

A. Any of the following activities or any other activities which violate Waterfront policy, City ordinances or any State or Federal Law,:

- 1. Any activity which causes a risk of injury or property damage to any person.
2. Any activity which poses a navigation hazard with the Harbor.
3. Any activity which impedes the free circulation of vessels, vehicles or persons within the Harbor District, or adversely affects traffic.
4. Any activity which pollutes the Harbor waters or litters the marinas, walkways or land areas of the Harbor District.

B. Any misrepresentation in the application for a Business Activity Permit. (Ord. 4757, 1992; Ord. 3517 §2(part), 1972.)

17.28.060 Permits Non-Transferable.

Business Activity Permits are not transferable. (Ord. 4757, 1992; Ord. 3517 §2(part), 1972.)

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17.28.070 Appeal to Board of Harbor Commissioners.

A decision of the Waterfront Director granting, denying or revoking a Business Activity Permit, may be appealed to the Board of Harbor Commissioners. A written notice of appeal shall be filed within seven (7) days with the City Clerk, stating grounds for appeal, after the date of the Waterfront Director's decision. The appeal shall be placed on the Harbor Commissioners next, or earliest possible meeting. The appellant shall be given written notice of the time and place of the meeting at which his appeal will be considered. The decision of the Board of Harbor Commissioners shall be final. (Ord. 4757, 1992; Ord. 3517 §2(part), 1972.)

17.28.090 Business Tax Not Permit.

The payment of a business tax, or a building or sign permit fee by the City does not constitute a permit under this chapter, nor shall the granting of a permit under this chapter excuse the payment of a business tax or the obtaining of any other permit, or non-compliance with any applicable law. (Ord. 4757, 1992; Ord. 3517 §2(part), 1972.)

17.28.100 Commercial Photography in Harbor.

Still, motion or sound photography is permitted in the Harbor after doing the following:

- A. Obtaining permission of the Waterfront Director; and,
- B. Obtaining the appropriate permits from the City of Santa Barbara; and,
- C. Paying appropriate fees as established by City Council resolution. (Ord. 4757, 1992.)

Chapter 17.32

PETROLEUM PRODUCTS IN HARBOR DISTRICT

Sections:

- 17.32.020 Sale or Delivery of Petroleum Products in Harbor District Limited to Franchise Holders.**

17.32.020 Sale or Delivery of Petroleum Products in Harbor District Limited to Franchise Holders.

No oil, gasoline, petroleum or other hydrocarbon substance or product shall be sold, exchanged, delivered to or accepted by any person whatsoever in any commercial deal or transaction from, upon or off of any barge, boat, float, wharf, tank, tanker within the Harbor district except by agents of the fuel dock tenant of the City. (Ord. 4757, 1992; Prior Code §33.23(part).)

ATTACHMENT #1

| BUSINESS NAME | LAST NAME | FIRST NAME | PHONE | TYPE OF BUSINESS |
|------------------------------|------------|-------------|--------------|---------------------------|
| 450-Dive | Santos | Martin | 450-3483 | Dive Service |
| Above The Waterline | Lambden | James | 455-8444 | Carpentry & Electrical |
| Ajax Refrigeration | Montigny | Christopher | 963-1322 | Refrigeration & A/C |
| Aquarius Yacht Maintenance | Di Santo | Iris | 570-6315 | Yacht Maintenance |
| B. Garr Sails & Marine Canva | Garr | Bennett | 687-5020 | Sails & Canvas |
| Beacon Electronics Inc. | Bowman | Joel | 985-9828 | Electronics sales/service |
| Boat Scrubs | Parrish | David | 451-7483 | Yacht Maintenance |
| C G Henning/Porters | Porter | Claudette | 276-5788 | Yacht Maintenance |
| Captain Jack's Tours | Hicks | Mark | 564-1819 | Kayak Excursions |
| Carlos Palma | Palma | Carlos | 808-937-1598 | Yacht Maintenance |
| Castagnola Tug Service, Inc. | Castagnola | Angelo | 963-4961 | Marine Salvage |
| Chandlery Yacht Service | Deardorff | Jamie | 448-9440 | Yacht Maintenance |
| Channel Island Marine | Cooper | Greg | 968-9716 | Engine Repair |
| Channel Watch Marine, Inc. | Amaral | Paul | 644-2762 | Marine Towing |
| Cindy Powers-Boat Cleaning | Powers | Cynthia | 708-8382 | Boat Cleaning |
| Cummins Cal Pacific, Inc. | Elliott | Dan | 644-7281 | Diesel Engines |
| Eddie Goulette Yacht Maint. | Goulette | Eddie | 705-0737 | Yacht Maintenance |
| Eldridge Yacht Maintenance | Eldridge | Robert | 969-7465 | Yacht Maintenance |
| Ernie's Mobile Marine | Moquin | Ernie | 452-5982 | Engine Repair |
| Essential Communications | Downs | Michael | 962-6995 | Telephone Service |
| Gem Equipment Company | Brumit | David | 643-6185 | Parts & Service Sales |
| Gencon Development, Inc. | Beck | Kris | 692-0040 | General Repair |
| Jack 'N Tool Box, Inc | Byers | Jack | 564-6960 | Yacht Maintenance |
| Jansen Marine Services | Jansen | Michael | 962-0232 | Marine Engines |
| John Pfarr | Pfarr | John | 259-6463 | Yacht Maintenance |
| John Rushing Canvas Design | Rushing | John | 962-0706 | Marine Canvas |
| Judith Collier | Collier | Judith | | Sign Painter |
| Le Grande Bleu | Noury | Paul | 899-4200 | Boat Maintenance |
| Mandalay Yacht Services | Haapanen | Tim | 377-6525 | Yacht Maintenance |
| Mareva's Marine Detailing | Munier | Mareva | 637-8805 | Wood Refinishing |
| Marine Services by Steve Vu | Vukas | Steve | 698-9614 | Engine Repair |
| MG Maintenance | Gensler | Myer | 689-1081 | Yacht Maintenance |
| Michael Brundage | Brundage | Michael | 455-4186 | Yacht Maintenance |
| Mobius Rigging | Payne | Jon | 708-2427 | Sail/canvas repair |
| Omni Crane Service | Tolivar | Bradley | 965-0320 | Mobile Crane |
| Para Anchors Int'l | Shane | Victor | 966-0782 | Mail Order Sea Anchors |
| Patyten | Patyten | Gerald | 570-5907 | Yacht Maintenance |
| Pingo's Automobile Detailing | Gonzalez | Raul | 708-8811 | Boat Cleaning |
| PKZ Yacht Services | Zaffuto | Patricia | 450-4098 | Yacht Maintenance |
| Precision Environmental Inc | King | Matt | 375-7786 | Mold Remediation |
| Quinn Power Systems | Salatney | Ed | 278-8731 | Diesel engine repair |
| RAC Yacht Management | Craven | Robert | 689-9864 | Yacht Maintenance |
| Robert McGuire Maintenance | McGuire | Robert | 448-9304 | Yacht Maintenance |
| Salty Dog Dive Service | Sanchez | Rick | 962-9009 | Dive Service |

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| BUSINESS NAME | LAST NAME | FIRST NAME | PHONE | TYPE OF BUSINESS |
|------------------------------|--------------|------------|--------------|------------------------|
| Sandra Beatty | Beatty | Sandra | 570-4276 | Yacht Detailing |
| Santa Barbara Diving | Berg | Jared | 831-642-9966 | Dive Service |
| SB Adventure Company | Cohen | Michael | 898-0671 | Kayak Excursions |
| SB Industrial Repair | Rainbolt | Jeff | 681-7247 | Industrial Repairs |
| SB News-Press | Camacho | Vicente | 564-5144 | Newspaper Delivery |
| South Coast Fumigators | Werner | James | 965-6354 | Fumigation |
| Specialty Marine Inc | Peterson | Eric | 984-6538 | Outboard engine repair |
| Tidewater Yacht Managemen | Millard | Stephen | 708-4011 | Yacht Maintenance |
| Tim Kirshntner's Custom Canv | Kirshntner | Tim | 564-1891 | Canvas |
| Transpacific Rigging | Spargur | Marty | 451-3543 | Sailboat Rigging |
| W.M. Paxson Sailmaker | Paxson | William | 962-0706 | Sails & Canvas |
| Waterworks | Allbrett | Loyrs | 884-0215 | Pressure cleaning |
| White Signs | Thistlewhite | Paul | 564-4923 | Sign Painter |
| Windansea Welding | Kelly | Harley | 967-2991 | Welding & Fabrication |
| Wulff Yacht Maint. | Wulff | James | 705-0757 | Yacht Maintenance |

ATTACHMENT #2

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BAP CHARTERS

| BUSINESS NAME | TYPE OF BUSINESS | FIRST NAME | LAST NAME | PHONE | VESSEL NAME |
|--------------------------|-------------------------|------------|-----------|----------|------------------|
| Aboutime Charters | 6 Pack Sailing Charters | Kirk | Miller | 883-1100 | Another Time |
| Bacchus Sailing Charters | 6 Pack Sailing Charters | Albert | Salzer | 886-0099 | Bacchus |
| Grand Times Charters | 6 Pack Motor Charters | Paul | Noury | 452-7052 | Grand Times |
| Hotel CA Yacht Charters | 6 Pack Charter | Bear | Kramer | 448-5902 | Hotel California |
| Ocean Sports | 6 Pack Diving Charters | Ronald | Fairbanks | 736-3272 | Miss Devin |
| Sailing Charters of S.B. | 6 Pack Sailing Charters | Leslie | James | 452-2923 | Varuna |
| Salty Adventures | 6 Pack Charter | Richard | Alexander | 455-8888 | |
| SB Sailing Adventures | 6 Pack Sailing Charter | Bill | MacDuffee | 570-1878 | "Faith" |
| SB Sea Charters-DL | 6 Pack Fishing Charters | Duane | Landis | 448-2900 | Finaddict |
| SB Sea Charters-JK | 6 pack Fishing Charters | James | Klein | 896-0541 | Finaddict |
| Sea-Pro Charters | 6 Pack Charter | James | Colomy | 705-9699 | Destiny |
| WaveWalker Charters | 6 Pack Fishing/Diving | David | Bacon | 964-2046 | Wave Walker |
| Captain Jack's Tours | Kayak Excursions | Mark | Hicks | 564-1819 | |
| SB Adventure Company | Kayak Excursions | Michael | Cohen | 898-0671 | |

ATTACHMENT #3