

**ORDINANCE NO. 5767**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING THE MUNICIPAL CODE BY AMENDING SECTION 17.20.005 OF CHAPTER 17.20 OF TITLE 17 PERTAINING TO HARBOR SLIP ASSIGNMENTS.

THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 17.20.005 of Chapter 17.20 of Title 17 of the Santa Barbara Municipal Code is amended to read as follows:

**17.20.005 Slip Assignment Policy.**

**B. SLIP RENTAL AGREEMENT.**

**3. Replacement Vessel.** If the vessel assigned to the Slip Permit is sold, donated, stolen, destroyed or otherwise permanently removed from its Slip, its owner must notify the Waterfront Department within 15 days of such event. The slip permittee must place a replacement vessel in the Slip assigned to the slip permittee within 180 days after the occurrence of the event causing the removal of the vessel assigned to the Slip Permit, unless granted a written exemption from the Waterfront Director. Failure of timely reporting of a sold, donated, stolen, destroyed or otherwise permanently removed vessel, or timely assignment of a replacement vessel, shall be grounds for termination of the Slip Permit.

**C. SLIP WAITING LISTS.**

**3. Lottery List.**

b. Procedure for Slip Assignment to Lottery List Applicants. A slip that becomes available for assignment to the Lottery List shall be offered for assignment to applicants on the Lottery List according to their rank on the Lottery List. If a slip assignment offer is declined by all applicants on the Lottery List, the slip shall be held in the Waterfront Department's visitor slip inventory for a period of six (6) months. After six (6) months, the slip assignment shall be re-offered individually to applicants on the Lottery List in the same order as the slip assignment was initially offered. If the slip remains unassigned after the re-offer, the procedure shall be repeated every six (6) months until the slip assignment offer is accepted.

c. Procedure for Accepting or Declining a Slip Assignment Offer from the Lottery List.

(1) Acceptance of Slip Assignment Offer.

(a) Notification of slip availability shall be mailed by the Waterfront Department to the applicant at the applicant's most recent address on file in the Waterfront Department. Acceptance of the slip assignment offer must be submitted by the applicant in writing to the Waterfront Department within fourteen (14) days of the date of mailing the notice of slip availability. Acceptance must be submitted to the Waterfront Department in writing.

(2) Declined Lottery List Assignment Offer. Failure of an applicant to accept a slip assignment offer in writing within fourteen (14) days of the date of mailing of such offer by the Waterfront Department shall be considered a declined offer. Declining a slip assignment offer will not result in removal of the applicant's name from the Lottery List, loss of the applicant's Lottery List Placement Fee, Lottery List Renewal Fee, or change in the applicant's position on the Lottery List.

#### **4. Slip Waiting Lists Fees.**

b. Lottery List Placement Fee and Renewal Fee.

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STATE OF CALIFORNIA            )  
  )  
COUNTY OF SANTA BARBARA    ) ss.  
  )  
CITY OF SANTA BARBARA         )

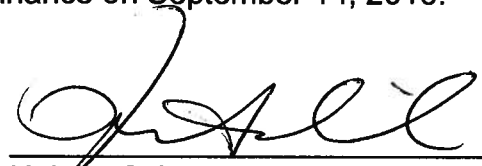
I HEREBY CERTIFY that the foregoing ordinance was introduced on September 6, 2016, and was adopted by the Council of the City of Santa Barbara at a meeting held on September 13, 2016, by the following roll call vote:

- AYES:                    Councilmembers Jason Dominguez, Gregg Hart, Cathy Murillo, Randy Rowse, Bendy White; Mayor Helene Schneider
- NOES:                   None
- ABSENT:                 Councilmember Hotchkiss
- ABSTENTIONS:       None

IN WITNESS WHEREOF, I have hereto set my hand and affixed the official seal of the City of Santa Barbara on September 14, 2016.

  
\_\_\_\_\_  
Sarah P. Gorman, CMC  
City Clerk Services Manager

I HEREBY APPROVE the foregoing ordinance on September 14, 2016.

  
\_\_\_\_\_  
Helene Schneider  
Mayor