

# Michigan City Port Authority



## 2018 Rules & Regulations

*Revised: October 2017*

**WASHINGTON PARK MARINA  
200 HEISMAN HARBOR DRIVE  
MICHIGAN CITY, IN 46360  
PH: 219.872.1712 / FAX: 219.873.3250**

*\* Hours subject to change \**

**Memorial Day thru Labor Day**

Monday thru Friday: 8:30am – 4pm  
Saturday: 9am – 1pm  
Sunday & Holidays: 9am – 1pm

**November thru March**

Monday thru Friday: 9am – 3:30pm

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**TRAIL CREEK MARINA  
700 E. MICHIGAN BLVD.  
MICHIGAN CITY, IN 46360  
219.872.1712**

*Dry-stack hours vary throughout Season  
\* Contact Main Office for Hours of Operation\**

**April thru October**

Dawn to Dusk

**November thru March**

Monday thru Friday: 7am – 3:30pm  
Closed Saturday, Sunday & Holidays

**Port Authority Website**

**[www.mcmarina.org](http://www.mcmarina.org)**

## GENERAL INFORMATION

### **BOATING SEASON & AMENITIES**

The boating season is April 1st through October 31st for Washington Park Marina and April 15th through October 25th for Trail Creek and Sprague Pointe Marinas.

In an effort to provide slip holders with an opportunity to take advantage of the early spring fishing and late fall sailing, the Port Authority boating season opens earlier and ends later than most other area marinas. Unfortunately, we must adjust the availability of some amenities to accommodate the weather. Water services may not be available until April 15th and may be turned off as early as October 15th, depending on weather conditions. Without water, shore water will not be available along with the restroom and shower facilities; fish cleaning stations and fuel dock pump-out stations will be closed.

It is permissible for slip holders to arrive before the season start date and remain after the season end date if weather permits. A "Hold Harmless" agreement must be signed and an additional \$100 fee will apply. Early arrivals and/or late departures should be advised that amenities, including security, will be significantly limited. Boats must be removed at the discretion of the Harbormaster within forty-eight (48) hours of such request. The marinas close on November 30th, at which time all boats must be removed.

### **SLIP RENEWAL & FEE INFORMATION**

Payment renewal notices for the upcoming season are sent out in October of the previous year. A \$200 non-refundable down payment is due November 15th to reserve your slip/rack for the upcoming season. If payment is not received or post marked by November 15th, your slip/rack will be cancelled and re-assigned. One-half of the remaining balance is due on January 15th or the customer will be cancelled for non-payment. The remaining balance is due on March 15th. ***Past due payments will no longer be accepted for slip/rack renewals, all fees must be paid in full prior to the start of the season.*** If slip/rack is cancelled for nonpayment, the customer will not be guaranteed availability to secure another. ***The Port Authority cannot guarantee a slip/rack can be secured for the same season.*** Overdue accounts will be assessed a 1.5% monthly late fee.

## **REFUNDS**

Your initial \$200 deposit is non-refundable. Refund of rental fees will be made on a prorated basis beginning April 1<sup>st</sup> up to June 1st. Requests made as of June 1st **will not** be granted and slip, rack or other space will be forfeited.

## **DOCK BOXES**

All seasonal slip holders at Washington Park & Trail Creek Marinas are allowed use of one (1) dock box per slip. New requests for additional (or 2nd) dock boxes will no longer be approved. Utilizing an empty/neighborhood dock box is strictly prohibited. Items found in an unassigned box may be discarded at the MCPA discretion. Dock boxes may or may not be emptied at end of season at slip holder's discretion. ***MCPA is not responsible for items left behind or items placed in a dock box other than your own.***

## **MARINA ACCESS PASSES**

All slip holders at Washington Park and Trail Creek Marinas are issued one (1) key fob. The access cards are programmed to allow appropriate access depending on slip location. Rack customers will not be issued marina access passes as the Trail Creek Marina gate remains open during rack service hours. Slip holders are expected to retain their marina access passes from season to season, if they plan to return. Additional key fobs may be purchased up to a specified limit set by the Board of Directors. ***Broken or damaged key fobs will not be replaced; no refunds or exchanges shall be accepted.***

## **MARINA PARKING PASSES**

Washington Park Marina & Trail Creek Marina slip holders will be issued two (2) parking passes per slip. Jet-ski dock customers will be issued one (1) parking pass per dock or space. Additional parking passes may be purchased up to a specified limit set by the Harbormaster. ***No refunds shall be given. Exchanges will only be made if original sticker is returned. Stickers must be affixed to the lower driver's side of window to be valid or additional parking fees will apply.***

## **PARKING**

Marina parking is available in the east and west lots. Parking is limited and available on a first come, first serve basis only, especially during special events. Security and parking attendants will be posted during some weekends, holidays and special events. ***Boaters requiring long-term parking may utilize the Trail Creek Marina lot upon authorization.*** Please contact the office.

## **GUEST PARKING**

Slip holders may pick up one-day guest passes at the marina office when available. Guest parking is allowed around the memorial in the west lot only and may not be available during holidays and/or special events. Vehicles without permits will be ticketed and/or towed at the owner's expense.

## **ASSIGNMENT OF SLIPS, RACKS and OTHER SPACE**

### **INITIAL ASSIGNMENT**

Person(s) desiring a slip (rack or other space) must:

- Fill out application indicating preference.
- If you opt to go on waiting list, pay a \$25 non-refundable processing fee.
- Provide proof of partnership, if applicable.
- Provide proof of insurance at time of slip, rack or other space assignment.

### **Re-ASSIGNMENTS**

*The following will be allowed:*

- Re-assignment to either partner when a partnership is dissolved, providing the partnership was pre-registered.
- Re-assignment to the original assignee when a partnership is dissolved, which took place after the original assignment.
- Re-assignment to a surviving member of the immediate family of the original assignee, in case of death.

*The following will NOT be allowed:*

- Slip, rack or other space to be sold with the boat.

- Slip, rack or other space to be assigned to the new partner in a dissolved partnership, said partnership having taken place after the date of the original assignment, unless he/she was the original assignee.
- Slip, rack or other space to be assigned to a survivor other than the assignee's immediate family.

*Exceptions:*

- Provided there are no current slip holders on a transfer list to relocate, seller's slip may be reassigned to buyer with MCPA authorization.

**The Port Authority reserves the right to re-assign any slip holder to any slip at any time.**

**TRANSFER REQUESTS**

The fee for any applicant wishing to be placed on the transfer list is \$10.00. Slip or rack transfers by current customers will be re-assigned according to the date & time your application was submitted. If you are notified that the Port Authority has an available slip which meets the terms of your request, and you refuse the offer two (2) times, your name will be removed from the transfer list and you will need to re-apply as a new applicant. Once you are assigned to a new location, your transfer request is considered fulfilled. ***The Port Authority reserves the right to re-assign slips should the need arise.***

**SPECIAL REGULATIONS**

As the Washington Park and Trail Creek Marinas are intended especially for the use of family pleasure boating, the Port Authority reserves the right to limit the number of slips assigned to charter boats and high performance racing craft. ***In addition, the Port Authority reserves the right to reject any boat owner from leasing a slip.***

**BOAT ARRIVAL & DEPARTURES**

- Advise marina office at least seventy-two (72) hours prior to launching your boat, so slip will be available.

- Advise marina office prior to leaving for over three (3) nights or longer trips. The Port Authority reserves the right to rent your slip on an overnight basis while your slip is vacant.
- Advise marina office at least seventy-two (72) hours prior to returning from your trip. If you do not advise marina office of your return, we cannot guarantee that your slip will be open.

### **IDENTIFICATION**

Place your marina dock permit in a highly visible place to identify your boat as a bona fide resident of the marina. Failure to display your marina sticker will result in loss of complimentary fuel dock pump-out privileges.

### **SAILING & TROLLING WITHIN THE MARINA**

The marina is too congested to operate sailboats without power. Please do not raise your sails until boat is out of the harbor. Trolling in the marina is also prohibited.

### **Dinghies, Inflatable's and Personal Watercraft (PWC)**

- All dinghies, inflatables and PWC used in the marina must be owned by the slip holder and registered on their annual contract.
- Dinghies, inflatables and PWC shall not be operated by persons under fifteen (15) years of age unless accompanied by an adult.
- Dinghies, inflatables and PWC shall give way to all boat traffic, moored boats and the fuel dock unless obtaining fuel.
- Dinghies, inflatables and PWC must be stored on the slip holder's boat or within the confines of the slip when not in use. If dinghies, inflatables and PWC cannot be stored on the slip holder's boat or within the confines of the slip, the slip holder must lease an EZ-Port dock or dry-stack rack.
- Dinghies, inflatables and PWC may not be stored on or under either the finger pier or main pier. Slip holders will be billed for any damage to electrical conduits, water pipes, etc. caused by dinghies, inflatables and PWC stored under piers.
- Dinghies, inflatables & PWC moored in the marina during the season shall be required to pay the Watercraft User fee and apply permit on PWC.

Due to the abundance of small personal watercraft (PWC), i.e. tenders, dinghy's, jet-skis, etc...., that are tied up behind the larger vessel and protrude beyond the length of the slip into the fairway, the MCPA Board of Directors recommended that any slip holder with an overage of three (3') or more feet, must be obligated to relocate into the next largest slip size. If the slip holder does not wish to relocate or a larger slip is not available, the slip holder must make alternate arrangements for their PWC. Measurements will be taken per Harbormaster discretion; customers will be notified if alternate slip arrangements will be necessary.

### **ADDITIONAL VESSELS**

If you intend to alternate the use of more than one boat in your slip, you must register each boat on your annual contract. Additional Watercraft user fees will apply. **Any slip holder utilizing a 2<sup>nd</sup> dock at any time without prior authorization will be charged an overnight rental fee per night. The MCPA reserves the right to remove any unauthorized vessel.**

### **TYING & CARING OF VESSEL**

Slip holders are responsible for properly securing their boat in slip and will be held accountable for damages to the slip, piers, docks or any other part of the marina caused by an improperly secured boat. Additional cleats or dock extensions may be requested for a fee.

### **ACCIDENTS**

Report *ALL* accidents to the marina office. If the marina office is closed, contact security on Channel 9, on the marine radio; file a report with your insurance company. In addition, as the MCPA is not a law enforcement agency, it is recommended that you file a police report for your records.

### **THEFTS**

**As the MCPA is NOT a law enforcement agency, report ALL thefts to the M.C. Police Department.** Marina security can be contacted on channel 9. Also file report with the marina office. The MCPA is not responsible for lost or stolen items.



## **RULES FOR THE DOCK**

### **DOCK MODIFICATIONS**

Any changes or additions to the docks (or finger piers) must have prior written approval from the Harbormaster. Any unapproved changes that need to be corrected will be billed to the slip holder.

### **LADDERS & EXTENSIONS**

Ladders and /or extensions are available per request. Contact office for costs.

### **MOORING LINES & WATER HOSES**

To avoid pedestrian accidents, loose hoses and mooring lines on the dock are prohibited.

### **ELECTRIC**

Electrical outlet is included with slip fees. Cables must be unplugged from the outlet box when your boat leaves the slip. Cables may not be strung across the docks for additional service. Only marine-approved cables may be used.

### **WASHING BOATS**

Power washing boats is strictly prohibited within the marina. Alternate arrangements can be made at Trail Creek Marina. Use of harsh chemicals that may harm others or the environment is prohibited.

### **PAINTING & POWER SANDING BOATS**

Spray painting and power sanding is strictly prohibited in the marina. Brush painting is permissible as long as the dock, pilings and your neighbor's boat is protected. Disposal of paint and/or varnish in marina trash receptacles is strictly prohibited. Spray painting or power sanding at Trail Creek Marina must have prior written approval from the Harbormaster or Assistant Harbormaster of Operations. Any fees for moving a boat to an approved location are the responsibility of the boat owner

## **COOKING & GRILLS**

Use of charcoal, wood hibachis or pellet smokers are strictly prohibited. Gas type portable cooking equipment is prohibited except in specifically authorized areas that are not on docks, finger piers, on boats or near flammables. Electric grills are only permitted on the 700 & 800 docks as they are concrete surfaces. They are not permitted on any wooden docks. Free standing grills are not permitted on your vessel. For your convenience the Port Authority provides several community shore side grills for slip holders on a first come, first serve basis. MCPA community grills should be cleaned and propane tank shut off after each use.

## **HEATERS & LANTERNS**

Open flame heaters and Coleman-type lanterns are prohibited.

## **TRASH DISPOSAL**

Keep docks and finger piers free of trash. Litter must be disposed of in waste receptacles provided; dumpsters are located in the marina parking lots. Disposal of oil or other liquid waste in ANY waste receptacles is prohibited. Fish remains must be disposed of at the fish cleaning station only.

## **VEHICLES ON THE DOCKS**

No motorized means of land transportation is permitted to be operated, stored or parked within Washington Park Marina. Do not ride vehicles such as bicycles, mopeds, etc. on the docks. Handicapped transports must be approved by the Harbormaster.

## **ROLLERBLADES & SKATEBOARDS**

For safety reasons, use of rollerblades and skateboards on the docks or in any marina facility is prohibited.

## **MARINA PROPERTY**

Slip holder shall be liable for any damages to the piers, docks or any other part of the marina, caused by negligence on the part of the slip holder or the slip holder's agents, guests, licensees or invitees. Do not deface any part of the marina, including without limitation, putting names or stickers on dock

boxes, carpeting on finger piers, or erecting or constructing any structures. Drilling or nailing into docks and piers is strictly prohibited.

### **PERSONAL PROPERTY**

All personal property shall be stored in the slip holder's dock box or on the slip holder's boat. No personal property shall be stored on the docks or finger piers. **Ice machines, refrigerators, grills, etc. are prohibited on the docks and finger piers. The MCPA is not responsible for items left behind after end of the season.**

### **HAZARDOUS SUBSTANCES**

Slip holders shall not handle, store, transport, process, dispose of or use any substance, material or waste, which poses a public health or environmental threat, or which is regulated by any federal, state, county or local government authority or quasi-governmental authority in any manner which could cause a release or create a threat of release of such hazardous substances on, in or about the marina or any navigable waterway within the city limits, or which would violate or give rise to any liability under any applicable federal, state, county or local laws, statutes, orders, rules and regulations relating to the environment, public health and safety.

### **OIL DISPOSAL**

Use designated barrel provided at either marina for oil disposal. Only oil, not water, fuel, etc. may be disposed of in barrel. Disposal of oil in marina trash receptacles is strictly prohibited.

### **FISHING**

Fishing off piers or boats in the marina is prohibited. Do not clean fish on boats, finger piers or docks. Use fish cleaning stations.

### **GATES**

All gates must remain locked. Propping open a gate is strictly prohibited.

## **SWIMMING**

Absolutely no swimming is allowed in the marina basin. Due to possible electrical currents, use of surf or paddle boards is prohibited within the marina basin.

## **SAILS**

Dry and fold sails on shore, not on the docks. Keep all halyards securely tied.

## **FIRE HOSES**

Fire hoses are for emergency use only.

## **DOCK BOXES**

Batteries, paints, caustics, corrosives, fuel and the like cannot be stored in dock boxes. Expect periodic checks from Fire Inspectors. The Port Authority shall not be considered a Bailee of any personal property stored in dock boxes and shall not be responsible for the security of such personal property or for any loss or damage thereto, whether or not due to theft, negligence or otherwise. A slip holder that has elected to renew their slip for the following season shall have the right to store personal property in the dock boxes at the end of the boating season provided that the slip holder makes the required deposit for the next season. Upon request from the Port Authority, the slip holder shall remove contents from the dock box. In the event that a slip holder fails to remove contents within seven (7) days after such request, the slip holder hereby agrees that the Port Authority shall have the right to remove the contents without liability of trespass. All property removed from the dock boxes by the Port Authority may be handled, removed or stored at the cost of the slip holder, and the Port Authority shall in no event be responsible for the value, preservation or safe keeping thereof. Slip holder shall pay the Port Authority for such removal and for storage charges for such property, so long as the same shall be in the Port Authority's possession or under Port Authority control.

## **PETS**

### **ALL PETS MUST BE REGISTERED WITH THE OFFICE AT THE START OF THE SEASON.**

Pets are permitted on marina property only. The Park Department strictly prohibits pets.

- **Pets must be kept on a leash which is to be attached to its human. DO NOT ALLOW PET TO CARRY ITS OWN LEASH.** Leashes must be limited to 6' in length. Retractable leashes may be lengthened in the dog walk areas.
- Pets must remain in the owner's control at all times.
- Pet owners are responsible for cleaning up pet waste in the dog walk area. Should an accident occur elsewhere, it should be cleaned up immediately.
- Pets should never be left unattended on boats, in vehicles or tied up on the marina premises.
- Pets are not permitted in any marina building.
- If more than three (3) valid complaints are received for any pet, the pet will be banned from the marina.

### **ENVIRONMENTAL REQUIREMENTS**

Boaters are required to have sanitation systems incapable of overboard discharge. Federal and local laws make it illegal to dump plastic, oils or other trash anywhere in navigable waters. Boaters are urged to recycle waste, such as aluminum, glass, plastic and engine oil at facilities provided for this purpose. Pump-out stations for sewage are provided. Under no circumstances can pump-out stations be used for pumping oil, fuel or bilge waste. Boat bilge pumps cannot pump bilge waste other than water. Heavy fines and/or revocation of permit will ensue for environmental violations.

### **NOISE AND OTHER POTENTIAL DISTURBANCES**

#### **BOAT RELATED DISTURBANCES**

Tying down potential noisemakers, such as halyards, etc. will prevent noisy rattling in the wind.

## **MUSIC**

Consider your neighbors and keep music volume down. Radios and stereos must be turned off by 11 pm. Dock parties must also be concluded by 11 pm.

## **QUIET TIME**

Boater curfew is 11:00 p.m. be especially quiet during late night and early morning hours when your neighbors may be trying to sleep.

## **FIREWORKS**

All fireworks, including sparklers, are prohibited in the marina.

## **CHILDREN**

Small children and those who are unable to swim should wear life preservers on the docks. Running on the docks and water fights are prohibited. Children under the age of twelve (12) should not be left unattended on marina property. Unless with a parent or other responsible adult, the marina has the following curfew: Children under 15 -10:00 pm / Children 15 to 18 - 11:00 pm

## **DOCK PARTIES**

Written notice (forms available in marina office) must be turned in to the Port Authority office for approval a minimum of two (2) weeks prior to any dock parties being arranged. Be advised that gazebos & picnic areas are community areas and cannot be reserved. If a D.J. or band will be in attendance, a police officer MUST BE present. D.J.'s and bands must end no later than 11:00 p.m.

## **GAZEBOS**

Use of marina gazebos and picnic areas are available for patrons of the marina only on a first come, first serve basis.

## **GUESTS**

Slip holders are responsible for seeing that their guests, agents, contractors, licensees and invitees abide by the marina rules.

## **SAFETY AND COURTESY**

### **SPEED LIMITS**

The speed limit throughout the marina is 5 mph; the Washington Park ramp area is a NO WAKE zone.

### **COMMON SENSE**

Use common sense, good boatmanship and courtesy, observing all safety rules at all times. If you see anyone violating any of these rules or regulations, notify the marina office or security on channel 9.

## **BOAT FUELING**

### **GENERAL FUELING INFORMATION**

Do not fuel your boat at any location other than the marina fuel dock. If there is ever a need to transport fuel to your boat while moored in the marina, contact the office for assistance. ***Fueling at the City Dock MUST have Port Authority approval.***

The fuel dock attendant will determine the order of service. Try to fuel at a later time if the fuel dock is crowded. During regular hours while an attendant is on duty, payment may be made by cash, check or credit card. Fuel pumps are self-serve with a credit card after hours. Leave the fuel dock immediately after servicing. Fueling should be handled by the captain or first mate.

**For your own protection, adhere to the following United States Coast Guard Marina Fueling Safety Procedures:**

- Make sure vessel is securely tied to fuel dock.
- No smoking or open flames of any type.
- Turn off all engines, electrical equipment and do not operate any switches or electronic gear.
- Close all ports (windows) and hatches (doors) prior to fueling.
- Fill all portable tanks on the dock.
- To avoid static electrical sparks, keep dispensing nozzle in contact with the fuel tank's metal fill pipe or gas containers metal side.

- Do not block open dispensing nozzle.
- Advise fuel dock attendant in the event of gas or oil spill.
- Keep fire extinguisher nearby.
- Open ports and hatches after fueling and ventilate; smell for gasoline fumes, run bilge blower for at least four (4) minutes before starting engine.
- If the engine fails to start or stalls after starting, ventilate for an additional four (4) minutes before restarting.

### **FUEL and/or OIL SPILLS**

Use extreme care while topping off tanks to avoid fuel spills. Boat owner will be responsible for clean-up and other spill-related costs.

Federal statutes prohibit pumping oil from bilges. This rule will be strictly enforced.

### **INSURANCE**

Each slip holder shall obtain and maintain in effect comprehensive general public liability insurance to include watercraft, with limits of not less than \$250,000 in the event of bodily injury or death to any number of persons or property damage in any one occurrence and \$500,000 from the aggregate of all occurrences within a policy year. A certificate of insurance shall be delivered to the marina office no later than upon mooring the boat in the marina. Each insurance policy shall provide (and any certificate evidencing the existence of such insurance policy shall certify) that such policy shall not be cancelled or amended (other than to increase the amount of coverage) unless the Port Authority has received twenty (20) days prior written notice of such cancellation or amendment from the insurer or agent. Neither the issuance of any insurance policy required hereunder nor the minimum limits specified herein with respect to each slip holder's insurance coverage shall be deemed to limit or restrict in any way a slip holder's liability



## **HARBOR ADVISORY COUNCIL**

Washington Park Marina appoints one (1) dock representative for each dock, selected by the Harbormaster, that meet on the 2<sup>nd</sup> Saturday of June, July & August to discuss with the Harbormaster any improvements, operations and lakefront matters that affect boaters and marina users.

Any maintenance issues should be reported to the office immediately; do not wait until Dock Representative Meetings' to bring up issues that can be addressed immediately.

### **REGULATIONS FOR CONDUCTING BUSINESS AT PORT AUTHORITY FACILITIES**

#### **CHARTER BOATS**

**A CHARTER BOAT IS ANY BOAT THAT CHARGES A FEE TO CUSTOMERS FOR FISHING, SAILING, SIGHTSEEING OR DIVING.** Anyone conducting a charter business from their boat within any Port Authority marina, or utilizing Port Authority docking, must register with the Port Authority and provide a "Certificate of Liability Insurance", including without limitation, charter boat coverage. All charter boaters will be charged a \$250 surcharge for operating a charter boat business in the marina each season.

#### **COMMERCIAL BUSINESS**

Anyone conducting charter or commercial business from their boat within any Port Authority facility must register with the Port Authority on forms provided at the marina office.

A private owner wishing to sell his boat does not constitute conducting business from his boat.

#### **MARINE RELATED SERVICE PROVIDERS**

All providers of marine-related services must register with the Port Authority and have on file a "Certificate of Liability Insurance" with a minimum limit of \$1,000,000 on a combined single limit basis written by a reputable and

acceptable company. A “Hold Harmless” agreement must also be executed and filed with the Port Authority by such marine-related service providers.

Keep in mind that your marine-related service provider is responsible for their own trash removal. Advertising should be limited to the marina bulletin boards.

### **VENDORS & BOAT MAINTENANCE**

Vendors approved by the Harbormaster are permitted to service boats on Port Authority property. A vendor is one who provides a product or a service for a fee.

Boat owners using vendors outside the local area have the responsibility of informing said vendors of the need to be approved by the Harbormaster.

A Vendor fee of \$125 will be charged per season.

## **SELLING YOUR BOAT**

### **NOTIFICATION**

The marina office must be notified when a boat is sold. Under no circumstances should the slip be sold with the boat. The new owner must apply for his own slip. (*See REASSIGNMENTS & EXCEPTION*)

### **SUB-LEASING**

The sub-leasing of slips is prohibited. The Port Authority reserves the right to request proof of ownership. Any boat not owned by slip holder on file will have slip forfeited.

### **NEW BOATS**

Inform the marina office when mooring a different boat in your slip. If the new boat is larger than the current boat, advise the marina office ahead of time. The new boat may not fit in your current slip and may require a slip re-assignment, if available. **The Harbormaster reserves the right to re-assign any slip holder based on size of boat and slip.**

## **ORDINANCES AND PENALTIES GOVERNING THE HARBOR**

### **No Anchored Vessel to Obstruct Other Vessels**

- No vessel or watercraft shall be moored or anchored in the harbor or laid up alongside any dock in such a manner as to interfere with or hinder the passage of any other vessel, craft or float.
- Penalty: Violators of the above regulation shall be fined not less than \$50 and not more than \$200 for each offense. Each and every day that a violation exists or continues shall be considered a separate violation or offense.

### **No Vessel to Hinder Bridge Movement**

- No vessel or watercraft shall be moored, laid up, brought to stop or anchored within the harbor or waters under the jurisdiction of the Port Authority, so as to interfere with or hinder the opening, closing or operation of any bridges across any of the waters under the jurisdiction of the Port Authority.
- Penalty: Violators of the above regulation shall be fined not less than \$50 and not more than \$200 for each offense. Each and every day that a violation exists or continues shall be considered a separate violation or offense.

### **HOLDING TANKS**

- Before any boat which is equipped with a water closet or toilet enters any navigable waters within the city limits, the owner of the boat shall provide the Port Authority with a written statement, signed by the owner or the duly authorized representative, that the boat is equipped with a holding tank of capacity to store waste for subsequent disposal at approved shore side facilities, incinerator or treatment system as is required by that laws of the State of Indiana, and that the boat has no thru-hull discharge from water closet or toilet, which will permit overboard discharge of waste.
- Penalty: Any owner of a boat, or his duly authorized representative, who fails to comply, shall be fined not more than \$300.

### **HARBOR REGULATIONS**

Slip holders and their agents, contractors, licensees, invitees and guests shall comply with the City of Michigan City Harbor Regulations (**Municipal Code Section 94.10 et. Seq.**).

### **BOAT RETRIEVAL**

The Harbormaster has the right to monitor water levels in the creek and gantry and to compare it to the draft specifications on deep-draft boats. When the Harbormaster determines that it will not be possible to retrieve a boat after a date he specifies, the owner will be notified. The owner will decide to have the boat removed by the date specified or to make alternative arrangements.

### **COMPLIANCE ORDERS**

Slip holders and their agents, contractors, licensees, invitees and guests shall comply with the orders and directions of the Harbormaster concerning compliance with the Harbor Regulations and the rules and regulations of the Port Authority. The Harbormaster will address any issues not covered in this handbook to determine the proper course of action.

### **WATERCRAFT USER FEES**

Per Michigan City Ordinance No. 3306., any vessels moored over twenty-nine (29) consecutive days in Michigan City waters is required to pay the Port Authority Watercraft User Fee. Each vessel must display a watercraft user sticker at all times. User fees are determined as follows:

- Boats 30' and under pay \$ .75 per foot
- Boats 31' and over pay \$1.50 per foot

### **CONTRACT SLIP FEES**

Slip fees and Watercraft user fees are based upon overall length of your vessel (LOA). The MCPA determines LOA from the forward most tip of the bow, to include bow pulpit, to the aftermost end of the stern, to include swim or transform platforms. The LOA will determine the length of your vessels docking or rack space upon the Harbormasters discretion.

## **INFRACTIONS**

Any infraction of the rules and regulations may subject the slip holder to Port Authority proceedings that could result in fines and/or loss of slip privileges.

## **INDEMNIFICATION**

Each slip holder for itself and on behalf of its agents, contractors, licensees, invitees and guests, hereby releases, indemnifies, protects, defends and holds harmless the Port Authority and its directors, officers, agents, elected and appointed officials and employees from and against any and all loss, damages, liabilities, claim, liens, costs and expenses, including without limitation, reasonable attorney's fees in connection with injuries to any persons or damage to or theft or misappropriation or loss of property occurring in or about the marina, or arising from the slip holder's occupancy or presence in the marina, or from any activity, work or thing done, permitted or suffered by the slip holder in or about the marina, or from any breach or violation of the rules and regulations of the Port Authority or due to any other act or omission of any slip holder or their employees, guests, customers, agents, licensees or invitees. Notwithstanding the foregoing, nothing herein shall be deemed to exempt the Port Authority from liability of damages for injury to persons or damage to property caused by or resulting from the negligence or willful misconduct of the Port Authority, or its directors, officers, agents or employees.

## **LAWFUL USE**

Slip holders shall not occupy or use, or permit any portion of the slip or the marina to be occupied or used for any purpose which is illegal or unlawful. Each slip holder shall comply with all federal, state, county and municipal codes, laws, ordinances, statutes, rules, regulations, orders, permits, licenses and authorizations.

## **ENFORCEMENT COSTS**

A slip holder shall pay all of the Port Authority costs, charges and expenses, including without limitation, court costs and reasonable attorney's fees incurred by the Port Authority in connection with a slip holder's breach or violation of the Rules and Regulations of the Port Authority.

## ELECTRIC SHOCK DROWNING (ESD)

Docks and boats can carry sources of electricity. Faulty wiring or the use of damaged electrical cords and other devices not approved as “shore or marina related”, can cause the surrounding water to become energized from electricity leakage.

- Never swim in or near marinas, docks or boats yards.
- Boat owners should have their vessels inspected by an electrician with **American Boat & Yacht Council electrical Certification** of by an **ABYC** certified technician.

For additional information visit: [electricshockdrowning.org](http://electricshockdrowning.org)



**MICHIGAN CITY PORT AUTHORITY**  
**200 HEISMAN HARBOR DRIVE**  
**MICHIGAN CITY, IN 46360**  
**Ph: 219.872.1712**  
**Fax: 219.873.3250**

[www.mcmarina.org](http://www.mcmarina.org)

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