

3.30.140 Unlawful to discharge substances into Harbor.

A. It shall be unlawful to throw, discharge or deposit or cause, suffer or procure to be thrown, discharged or deposited, either from or out of any vessel or from the shore, wharf, manufacturing establishment, or mill or any other business establishment, any refuse matter, brailing waters or other substances of any kind or description whatsoever into the navigable waters within the Harbor.

B. It shall be unlawful to deposit or cause, suffer or procure to be deposited material of any kind in any place around the bank of any portion of the boundaries of the District where the same may be washed into such waters of the District by ordinary or high tides or by storms or by floods or otherwise whereby navigation within the limits of the District shall or may be impeded or obstructed or the waters within the boundaries of the District polluted.

C. No person shall discharge any sewage, garbage, refuse or waste materials, including but not limited to cans, bottles, paper and plastic products, into the waters of the District from the shoreline adjacent thereto, nor shall any person deposit upon the shoreline adjacent to said Harbor any sewage, garbage, refuse or waste materials in such manner that said substances could be deposited in the waters of said District by natural means.

D. No person shall dump or discharge any oil, spirits, flammable liquids or contaminated bilge water into the waters of the District.

E. Sanitary facilities (marine toilet, or head, sinks, etc.) shall not be used while the vessel is in waters of the District unless the vessel is equipped with an approved holding tank, incinerator, recirculation device or their equivalent, approved by the Harbormaster and the U.S. Coast Guard and in compliance with SMCHDOC 3.05.170. It shall be unlawful for any person to discharge sewage or other pollutants into the waters of the District.

F. Vessels in, at or within District facilities shall be kept in a seaworthy condition at all times. Boat owners are responsible for the cleanliness of the dock area in the vicinity of their boats.

G. Failure of any person to comply with the above requirements may cause revocation of the berth agreement or cancellation of permit in addition to any other available remedies under this code. [Res. 02-13 (Att.); amended through codification process of 1995, Ord. 74-96. Code 1996 § 3.6.14; prior code § 5.301.]