
Sec. 54-112. Additional requirements.

- (a) All boat docking facilities are subject to, and shall comply with, all federal and state requirements and permits, including but not limited to the requirements and permits of the state department of environmental protection, the U.S. Army Corps of Engineers, and the U.S. Environmental Protection Agency.
- (b) Any proposed expansion of or addition to (excluding boatlifts or mooring cover assist systems) an existing nonconforming boat docking facility, whether attached to or detached from an existing boat docking facility, shall require the entire boat docking facility be brought into conformance with the requirements of this article. Any repair or replacement of the structure within the existing footprint shall not require that the facility be brought into compliance with the standards set forth in this article.
- (c) All boat docking facilities, regardless of length or protrusion, shall have blue or white reflectors installed facing the water at the outermost end of the boat docking facility on both sides. Red and green reflectors are prohibited.
- (d) All boat dock facilities, regardless of length or protrusion, shall have house numbers, which are a minimum of four inches in height and a contrasting color from the area of installation, installed facing the water at the outermost end of the boat docking facility on both sides.
- (e) Live-aboard vessels may not anchor or tie up in waters under the jurisdiction of the city except at anchorage sites identified on official National Oceanographic and Atmospheric Administration (NOAA) navigational charts or at facilities located in zoning districts permitting such use and at facilities within such districts designated for such use and meeting city, county, and state health standards for such use.
- (f) Use of boat docking facilities to moor boats for boat rentals, boat repair, boat sales, associated boat supplies storage, or the rental of boat docking facilities in all single and multifamily districts is expressly prohibited.
- (g) Any outside lighting on a boat docking facility shall comply with the lighting regulations set forth in chapter 6, article V of this code. Further, the use of red or green lights or lights that emit red or green light due to a lens or other method are prohibited.
- (h) No owner shall allow the boat docking facility and/or associated infrastructure located at the owner's lot to become dilapidated, deteriorated, structurally unsound, unsightly or a safety hazard.
- (i) A crane or barge may not sit idle for more than 15 business days. An extension of up to an additional 15 business days may be approved administratively if the barge or crane cannot be moved within the initial 15 business days due to mechanical problems.
- (j) Seagrass bed protection:
 - (1) Where new boat docking facilities or boat dock extensions are proposed, the location and presence of seagrass or seagrass beds within 200 feet of any proposed dock facility shall be identified on an aerial photograph having a scale of one inch equals 200 feet when available, or a scale of one inch equals 400 feet when such photographs are not available. The location of seagrass beds shall be verified by a site visit by the director prior to the approval of any boat dock extension or the issuance of any building permit.
 - (2) All proposed boat docking facilities shall be located and aligned to stay at least ten feet from any existing seagrass beds, except where a continuous bed of seagrasses exists off the shore of the property and adjacent to the property, and shall minimize negative impacts to seagrasses and other native shoreline, emergent and submerged vegetation and hard bottom communities.
 - (3) Where a continuous bed of seagrasses exists off the shore of the property and adjacent to the property, the applicant shall be allowed to build a boat docking facility across the seagrasses or within ten feet of seagrasses. Such boat docking facilities shall comply with the following conditions:

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- a. The dock shall be at a height of at least 3.5 feet NGVD.
 - b. The terminal platform of the dock shall not exceed 160 square feet.
 - c. The access dock shall not exceed a width of four feet.
 - d. The boat docking facility shall be sited to impact the smallest area of seagrasses possible.
- (4) The applicant or petitioner shall be required to demonstrate how negative impacts to seagrasses and other native shoreline vegetation and hard bottom communities have been minimized prior to the approval of any boat dock extension or the issuance of any building permit.
- (k) Mooring cover assist systems shall be allowed.
- (Ord. No. 00-04, § 5, 4-17-2000; Ord. No. 03-15, § 1, 9-3-2003; Ord. No. 13-02, § 2, 1-7-2013; Ord. No. 24-15, § 2(Exh. A), 9-9-2024)