

# CITY OF MARQUETTE, MICHIGAN

## CITY COMMISSION POLICY

Policy Number: <b>1990-01</b>	Revision Date: August 8, 1994      May 13, 2013 February 25, 2008      December 9, 2013 March 28, 2011
Date Adopted: October 29, 1990	
Department: Administrative	

**SUBJECT:            RULES & REGULATIONS FOR CITY OF MARQUETTE  
                          MARINAS AND BOAT LAUNCHING FACILITIES**

**PURPOSE:**        To protect and preserve the peace, health, safety and welfare of the  
                          inhabitants of the City of Marquette and the users of the City of Marquette  
                          Marina Facilities and Boat Launching Facilities.

**POLICY:**  
The following rules and regulations are recommended by the Harbor Advisory Committee:

### **CITY OF MARQUETTE RULES**

#### **AND REGULATIONS FOR**

#### **PRESQUE ISLE AND CINDER POND MARINA AND LAUNCHING FACILITIES**

##### **SECTION 1.                            SEASON SCHEDULE**

**1.01**        The Presque Isle and Cinder Pond Marinas will open May 1 of each calendar year and close on November 1. Vessels should be removed in a timely fashion upon the closure of the facility.

##### **SECTION 2.                            TRANSIENT BOATS**

**2.01**        Transient mooring assignments will be made by the Marina Attendant on duty. Transient boats will be limited to a seven (7) consecutive day mooring period during busy seasons. Transients must be out of the Marina for 24 hours before a new period may begin. The Marina Attendant may use his/her discretion in applying the above rule if overcrowding is not a problem.

**2.02**        Transient boat operators shall fill out required information requested by the Marina Attendant on forms prescribed by the Director of Parks and Recreation.

## SECTION 3.

## SEASONAL BOATS

- 3.01** Seasonal vessels leaving the Marina overnight should log the trip with the Marina Attendant on forms available in the Marina office. The slip shall be available to rent to transient boaters if a seasonal vessel is out of the marina for more than 24 hours.
- 3.02** The City of Marquette reserves the right to board your vessel in cases of emergency due to sinking, fire, and other conditions that would cause damage to City property or environmental damage. City Marina Staff will only board your vessel after attempts to reach you, the owner, by conventional means have been unsuccessful. By signing the slip rental agreement you agree to hold the City of Marquette harmless for incidental damage caused to your vessel in such an emergency.
- 3.03** Personal property shall be stored in a dock box or on the boat. In the interest of safety, no unattended items may be stored on docks or finger piers.
- 3.04** All vessels must fit within the limits of their assigned slip. No part of the vessel (to include anchor, bow pulpit, bow sprit, outboard motor, fishing gear, swim platform, tender, etc.) may extend beyond the end of the finger pier or the inner end of the main dock utility pylon. (See Addendum)
- 3.05** Boats currently over size for their slips will be allowed to remain in their slips as long as their length does not exceed six inches (6) beyond that allowed in rule 3.04 and can continue to do so as long they occupy their current slip. Boats at the Cinder Pond Marina in slip 32 on Pier 2 and slip 47 on Pier 3 shall be allowed to overhang the outer end of the slip by not more than 18 inches. Both of these slips are at the inner end of their respective piers and not subject to general boating traffic. Vessels using the transient slips at the end of Pier 1 and the end of Pier 3 shall be allowed to overhang as directed by the Marina Management.
- 3.06** Slip holders are permitted to moor one “tender” (dingy or jet ski) in their slip providing there is adequate space for it. In situations of doubt, the Marina Manager will decide if adequate space exists. Slip holders shall provide a copy of tender registration and proof of insurance. Tender shall be registered and insured under slip holder’s name prior to mooring tender.
- 3.07** **Marina Slip Waiting Fee**
1. Boaters on a waiting list for an initial slip or change in slip size will be charged a yearly fee of \$25.
  2. A fee will be required for each different sized waiting list the boater would like to be placed on.
  3. The fee will be paid when a boater initially applies for a particular waiting list. Persons currently on the waiting list at the time this fee is put into effect will be required to pay this fee as well and will remain on the list in their current position.
  4. Boaters will be sent information to pay their fee before each season by the given date. If information and payment is received on time, the persons will remain on the list. If payment is not received by said date, his/her name will be removed from the list completely and the boater must reapply paperwork and a payment to get back on the list by the date of re-submission. (See Attached Example)

5. At the beginning of each season, after seasonal payment due date, waiting list persons will be called by a representative of the City in order to fill slip openings. Waiting list persons that refuse a slip will be removed from the list and must resubmit the paperwork and \$25. If removed from the list for any reason, persons will be placed at the bottom of the list based upon the date of the re-submission paperwork.
6. Waiting list persons who accept an available slip will receive a \$25 deduction from the year's seasonal rate.

### **3.08 Seasonal Slip Assignment Procedures and Policies**

1. The process of assigning slips normally begins when the Parks and Recreation Department mails the application packet to previous year slip holders. (See Attached Example)
2. Recipients of the application packet desiring to apply for a slip at any City marina must return the packet material as stipulated to the Parks and Recreation Department with applicable payment within the deadline period. There are no exceptions.
3. The Director, Parks and Recreation may assign a slip to the applicant based on the applicant meeting the published guidance of the marina. Unless there are extenuating circumstances as determined by the Director, the applicant may assume he will receive a slip and it will be the same slip occupied the previous year.
4. The Marina Manager will act for the Director Parks and Recreation when so designated.
5. Failure to return the packet material to the Parks and Recreation Department within the established deadline will result in the slip occupied by the previous year renter declared vacant and open for reassignment.
6. If a slip occupant makes modifications to his boat such that it no longer fits within his slip as defined by marina rules the boater must relocate to an appropriate slip either within a City marina or elsewhere. Oversize boats cannot remain in undersize slips.
  - a. Typical modifications include:
    - i. adding a swim platform
    - ii. extending a bow pulpit with or without anchor
    - iii. adding a dingy stern mount
    - iv. fishing downriggers extending beyond the stern and into the fairway.
    - v. "kicker" outboard engines extending into the fairway.
7. Slip openings during the boating season. In the event that a seasonal slip holder does not intend to use their slip assignment for any portion of the boating season, or if the slip is declared vacant for failure to use or pay the dockage fee, slip holders within the marina will be given first priority to shift into it. This is for within same slip size moves only.
  - a. Presque Isle and Cinder Pond are treated as two separate marinas and "free" movement between them is prohibited under this procedure. A slip holder from one marina must be on the waiting list for the other marina and is given no special priority
  - b. Slip Holders wishing to relinquish their slip for any portion of the boating season

must notify the marina manager in writing of their intention. Such notification must include verification that the slip holder mooring fee has been paid. There will be a refund for the portion of fees paid from the date of the requested relinquishment through the end of the season ONLY if the slip is subsequently placed back under lease.

- c. Refunds are limited to the Michigan Department of Natural Resources Waterways Harbor Slip Management Policy # 9.1, Section V D, which states: In the event a boat owner wishes to cancel the lease prior to July 1 of any year, the boat owner shall be entitled to a 50% refund of the fee paid. Cancellations after that date shall not entitle the boat owner to any refund.

- d. Slip holders are required to notify the marina manager in writing of their desire to change slips within size.

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- e. The Marina Manger will prioritize the list by date of application and slip size.

- f. Applicants for in-size relocation will be given 48 hours to relocate their boat.

- i. Once contacted applicant must accept or reject relocation immediately.
  - ii. Marina Manager will attempt to contact applicant for up to five business days.

- g. Failure to locate the applicant within 5 business days will result in the marina manager moving to the next applicant.

- h. Once all applicants for relocation are exhausted, the slip remaining is available for non-marina boaters.

- i. Switching slips within marina slip holders is allowed by mutual arrangement by slip holders but must be approved by the Marina Manager.

- 8. Once a slip holder relocates to a new slip, either larger or within his size, the old slip is declared vacant and the procedure listed in 7 above applies.

- 9. When a slip is declared vacant (for this purpose all internal moves are finished), the Marina Manager will:

- a. Notify the first applicant on the waiting list by telephone.

- b. The waiting list is ordered by date of application and maintained by marina and slip size requested.

- c. It is the applicant's responsibility to ensure the application is complete and current, especially concerning telephone contact information, e-mail addresses and second contact person as applicable.

- d. Should the contact information be inaccurate (unable to contact the applicant) the Marina Manager will move to the next applicant in order.

- e. The Marina Manager will spend no more than 24 hours (clock time) in an effort to contact the applicant.

- i. Messages left on telephone answering machines are considered contact.
  - ii. The clock starts from the time the message is left on the machine.
  - iii. If the applicant does not respond within five business days, the Marina Manager moves to the next contact.
  - iv. The Marina Manager will keep a written record of all attempts to contact, refusal or acceptance of slip, including date and time of contact, etc.
- f. Once contacted by the Marina Manager the applicant must make an immediate decision to either accept the offered slip or reject it
    - i. "I'll get back to you" or "let me think about it" are not acceptable answers.
  - g. Applicants rejecting a slip or unable to be contacted will be removed from the waiting list. To be restored to the list will require completing a new application and paying the applicable list fee.
  - h. Applicants accepting the offered slip have five business days to provide payment to the Parks and Recreation Department.
  - i. In the event the waiting list is exhausted without any applicant accepting a slip, the slip remains vacant and the slip is available to the first applicant.
10. Copies of waiting lists for all marinas by slip sizes will be posted at all marinas consistent with privacy protection procedures.
11. The Director, Parks and Recreation Department is the final authority for this procedure and the Marina Manager his delegated representative.

**3.09 Vessel Ownership and Partnership Policy**

**1. Original Vessel Owner and Slip Renter:**

- a. Defined as person or persons identified on the Marina Slip Rental Agreement as the vessel's owner(s) prior to the slip assignment for the first year mooring at one of the Marquette Municipal Marinas.
- b. The sale of any portion of the vessel other than an equal share owner as defined below shall be considered as the sale of the whole boat. Since slips do not go with the boat; the new owner(s) will have to find new dockage.
- c. In the event the original vessel owner is deceased during the season, the slip may pass to an immediate family member for the duration of the current boating season. After the current season is finished, the vessel owner must vacate the slip. Should the vessel owner want to retain the slip, they must go through the slip selection process.
- d. Immediate family members are defined as spouse, mother, father, brother, sister, son or daughter.

**2. Proof of Vessel Ownership and verification:**

The vessel owner must verify ownership by presenting the vessel's current registration and / or Bill of Sale (if state registration is not yet available) and/or Title, current proof

of insurance documents, International Documentation validation. An ownership verification request can occur at any time prior or during the slip rental season as requested by Marina management personnel

**3. Vessel Partnerships for slip use:**

- a. When establishing a new vessel partnership, the original slip renter must retain a minimum of an equal share of the vessel to retain the rental of the slip. Equally shared ownership requires verification through a notarized Bill of Sale and/ or notarized legal document identifying equal partners. Shared ownership verification must include all parties on a current registration, title and insurance documents as stated above with in 7 days of sale. Once equal partnership and ownership is verified, the original slip renter has 7 days to update the annual slip rental agreement to include all partnership name(s) and demographics.
- b. Failure to verify equal ownership and/ or failure to update annual rental agreement may result in original slip owner to vacate the slip within 15 days from the verification request date and the seasonal rental may be forfeited.
- c. When it is verified that the original owner of the vessel has less than an equal interest in the vessel, the vessel must vacate the slip within 4 days and will be viewed and assessed as a transient vessel.
- d. If the original owner / renter becomes deceased and the vessel reverts to a majority ownership outside of the immediate family , the vessel must vacate the slip within 4 days and will be viewed and assessed as a transient vessel. Note: A daily transient rate for a long term stay will be at the discretion of the HAC and marina management personnel

**4. Responsibility and Liability:**

All owners and their guests are expected to follow the City of Marquette’s Marina rules as well as all State and Federal laws and rules of safety. Failure to abide by the Marine rules and or State and Federal Laws may result in legal prosecution of vessel owner and / or their guest. Substantiated violations may require vessel and owners to vacate the slip and forfeit balance of the annual slip rental fee.

**SECTION 4. GENERAL POLICIES AND RULES**

- 4.01** Any boat not marked or identified properly in accordance with registration and identification requirements shall not be allowed in the Marina. Boat owners shall comply with federal and state laws regarding the operation of watercraft, observe the rules of the road and carry such lights and other equipment as prescribed by statute or regulation of the federal or state government.
- 4.02** Boats using the Marina facilities must be seaworthy and shall not constitute a fire hazard. Any boat deemed a hazard by a competent authority shall be removed from the Marina immediately.
- 4.03** Any watercraft entering a Marina facility shall immediately be under the jurisdiction of the Marina Attendant. Boats shall be berthed in the Marina facilities only at such locations and in such manner as directed by the Marina Attendant.

- 4.04** Boats that are assigned slips must be properly secured with suitably sized lines.
- 4.05** The City of Marquette shall not be responsible or liable for any loss or damage to any boat or property within the Marina. Each boat owner shall be held responsible for damage which he/she or his/her employees, agents or guests may cause to any other boat or property in the Marina or for any damage to any structure. Any boat which sinks in the Marina must be immediately removed by the owner. If the owner does not move the boat in a timely manner, the City shall remove the boat at the expense of the owner.
- 4.06** The City of Marquette reserves the right to board your vessel in cases of emergency due to sinking, fire, and other conditions that would cause damage to City property or environmental damage. City Marina Staff will only board your vessel after attempts to reach you, the owner, by conventional means have been unsuccessful. By signing the slip rental agreement you agree to hold the City of Marquette harmless for incidental damage caused to your vessel in such an emergency.
- 4.07** Personal property shall be stored in a dock box or on the boat. In the interest of safety, no unattended items may be stored on docks or finger piers.

**SECTION 5. PROHIBITED ACTIVITIES**

- 5.01** There shall be no swimming or fishing of any kind from boats, piers or shores within the confines of the Marina. This includes the launch ramps. Fish cleaning within said areas is prohibited other than at the designated fish cleaning station.
- 5.02** No persons shall make any alteration or additions to the structure of any boat slip without the express permission of the Director of Parks and Recreation or his/her designee. Alterations on docks or piers with tacks, staples, screws or nails are prohibited. Zip ties should be used to affix marine manufactured dock fenders. Any damage created by such alterations or additions shall be paid for by slip tenant. Exceptions will be made to allow a person with special needs to use their slip safely with a request upon written application with marina manager. All such alterations must first be approved by the Marina Manager. Television or other communication hookups other than those supplied by the marina must be installed on the owner's boat and not on piers or docks.
- 5.03** No carpeting shall be placed or affixed to finger piers or docks.
- 5.04** Maximum speed of all vessels under way in the Marina shall be slow NO WAKE SPEED.
- 5.05** No major repairs to boats shall take place in the Marina except in the event of an emergency, and in such event, permission shall be obtained from the Marina Attendant to make such repairs necessary or to remove the boat from the Marina.
- 5.06** Any painting or refinishing of boats while in the Marina shall be done at the risk of the owner. At no time will spray painting of any nature be permitted. No blow torch, welding, or cutting operations shall be conducted in the Marina facilities without first obtaining the express permission of the Marina Attendant.
- 5.07** No garbage, oil, sludge, refuse matter, sewage or waste materials of any kind shall be thrown, deposited or permitted to be thrown or deposited into the water or on the piers, docks or shore area of the Marina. Waste oil is to be removed from the facility by the boater and shall not be left on the grounds.
- 5.08** Disorderly conduct of any person which might cause injury to persons or property or which creates a nuisance shall be cause for the immediate removal of said person or persons from the Marina. Repeated complaints may result in permanent removal from the marina.

- 5.09 The owner of any boat, or his/her-authorized agent using the Marina facilities, shall be responsible for the conduct of any person using, visiting or occupying the boat as his/her guest.
- 5.10 The consumption of alcoholic beverages is prohibited in the Marina parking lot, Marina office, on any of the main piers or Launch Facility docks or parking lot. This is a City ordinance.
- 5.11 The use of charcoal-burning equipment and/or fires of any kind on vessels, in slips adjacent dock ways, including wood decked piers, are STRICTLY prohibited. Vessels that are equipped with standard OEM (Original Equipment Manufacture) galley stoves or approved marine propane grills when affixed to a vessel are permitted.
- 5.12 Supplies, materials or accessories may be stored only in lockers approved by the Director of Parks and Recreation or his/her designee. All dock boxes shall be a triangular box, approximately 54.5" x 32.25" x 29.5" and commercially manufactured for marina application. The dock boxes shall be mounted per direction of the Marina Manager or Attendant. Dock boxes at Presque Isle Marina shall be rectangular, white in color made of appropriate marina materials. Any box not fitting this standard will be removed by the owner.
- 5.13 No smoking is permitted while refueling at any location in the Marina and smoking is strictly prohibited at all times at the fuel dock locations.
- 5.14 Pets must be on a leash at all times within the Marina and the parking lot. This is a City ordinance.
- 5.15 Masted vessels shall secure their halyards in such a manner as to prevent halyards or fittings from slapping against any spar. This is a City ordinance.
- 5.16 No motor driven vehicles except to accommodate persons with special needs shall be operated within the Marina.
- 5.17 Boat owners shall use discretion in the operation of motors, generators and pumps to avoid creating noise in the Marina.
- 5.18 Refueling from containers larger than six (6) gallon capacity is prohibited in the Marina and the Boat Launching Facility.
- 5.19 There shall be no use of non-motorized vehicles, scooters, rollerblades, skateboards or bicycles on the docks and finger piers.

**SECTION 6. OTHER REGULATIONS**

- 6.01 Yearly schedules of the operational hours of the Marinas shall be determined by the Director of Parks and Recreation, subject to the approval of the City Manager. The operational schedule of the Marinas may be adjusted by the Direction of Parks and Recreation with the approval of the City Manager.
- 6.02 Fees and charges for services including seasonal and transient slip rental fees, launching fees, pumping fees and fuel sale charges shall be established by resolution of the City Commission, on the recommendation of the Harbor Advisory Committee.
- 6.03 The City Manager shall approve all necessary permits, agreements, receipts and applications for use in the operation of the Marina.
- 6.04 Violations of any marina rules or policies may result in additional fines, charges, or loss of marina moorage.



**SECTION 7. ENFORCEMENT**

- 7.01** Violations for any of the provisions of this ordinance by any individual shall constitute grounds for revocation of any permit granted to said individual by the Director of Parks and Recreation pursuant to these rules and shall constitute grounds for the removal of any boat owned by said individual from the Marina.
- 7.02** In the event an individual's permit for any use of the Marina is revoked as provided in Section 7.01 above, all fees and charges paid by said individual shall be forfeited.
- 7.03** Any individual who has had any permit revoked under the provisions of Section 7.01 above, shall be entitled to appeal the decision of the Director of Parks and Recreation to the Harbor Advisory Committee of the City of Marquette for public hearing, at which time the permit holder shall have an opportunity to be heard. The permit holder must request such appeal in writing, addressed to the Harbor Advisory Committee, 300 West Baraga Avenue, Marquette, MI 49855, within seven (7) days after notification of the action of the Director of Parks and Recreation revoking the permit. Upon receipt of a timely, written request for appeal, the Harbor Advisory Committee shall set a time and place for the public hearing of said appeal and shall give the permit holder a minimum of seven (7) days written notice of the date, time, and place of said hearing by first class mail. After hearing the evidence presented, the Harbor Advisory Committee may affirm or reverse the action of the Director of Parks and Recreation or may impose conditions on the further use or issuance of the permit.
- 7.04** Any person, firm or corporation violating any of the applicable provisions of these rules shall be guilty of a civil infraction. Each act of violation and each day in which any such violation shall occur, shall constitute a separate infraction.

**SECTION 8. SEVERABILITY**

- 8.01** It is the intent of the City Commission of the City of Marquette in approving and adopting these rules and regulations that all provisions and sections be liberally construed to protect and preserve the peace, health, safety and welfare of the inhabitants of the City of Marquette and the users of the City of Marquette Marina Facilities and Boat Launching Facilities and should any provision or section of this Ordinance be held unconstitutional or invalid, such holding shall not be construed as affecting the validity of any of the remaining provisions or sections thereof.

**CHAPTER 31 OF THE CITY CODE - HARBOR, WATERCRAFT AND BEACHES**

- 31.01. Harbor Limits.**  
The harbor shall be as defined in Section 1.1 of the Charter.
- 31.02. Harbor Master.**  
The Police Chief shall be the Harbor Master. It shall be his duty to enforce the provisions of this Chapter.
- 31.03. Pollution.**  
No person shall do anything which will cause the pollution of the harbor nor, without written permission from the Harbor Master, dump anything therein; provided, this shall not prevent the flow into the harbor of sewage through municipally owned sewers or from water craft which have no other means of disposal.
- 31.04. Houseboats.**  
No person shall moor any floating craft used primarily for residence purposes anywhere within the harbor without the permission of the Harbor Master and the riparian owner.

- 31.05. Cargo Information.** Every person in charge of any vessel, shall, upon request of the Harbor Master, furnish information as to owner of vessel and his address, kind and amount of cargo, whom consigned to and where shipped from, how long ship will be in port, and such other information as may be desirable to keep a complete record. of harbor activities.
- 31.06. Contraband Cargo.**  
No cargo shall be deposited upon any dock adjoining the harbor, which cargo contains anything forbidden entrance to the State of Michigan by state or federal law or which is many way dangerous to the health, safety or welfare of the public.
- 31.07. Inspection.**  
The police and health officials shall at all times have the right to enter upon any watercraft entering the harbor to inspect said craft or any person thereon for law enforcement purposes.
- 31.08. Drifting.**  
No person shall allow or suffer any vessel, craft, or float to lie in the harbor insecurely fastened or to drift upon the waters of the harbor. The Harbor Master shall notify the master, owner or other person in charge of any such vessel, craft or float to secure the same without delay. If the Harbor Master shall be unable to find the master, owner or person in charge of such vessel, craft or float, the Harbor Master shall have the power to secure and fasten such vessel, and all expense incurred shall be chargeable to the owner, lessee or person in possession of such vessel.
- 31.09. Obstructing Harbor.**  
No vessel, craft or float shall be moored or anchored in the harbor or laid up alongside any dock or wharf in such a manner as to prevent the passage of other vessels, craft or floats. The Harbor Master shall have power to remove, or order removed, any vessel, craft or float so anchored, moored or laid up when it is necessary to do so to facilitate the passage of other vessels, crafts or floats.
- 31.10. Abandoned Craft.**  
No person shall abandon any vessel, craft or float, or allow the same to sink in the harbor. Every vessel, craft or float which shall be so abandoned or allows to sink in the harbor is hereby declared to be a public nuisance.
- 31.11. Bridges.**  
Except for bridge maintenance and operation .no watercraft or other floating object shall be anchored or fastened within one hundred fifty (150) feet of any bridge.

AN ORDINANCE TO AMEND TITLE IV, CHAPTER 26, OF THE CODE OF THE CITY OF MARQUETTE BY DELETING SECTION 26.12 AND ADOPTING A NEW SECTION 26.12 (A) & (B) TO PROHIBIT THE MAKING, CREATION OR MAINTENANCE OF SUCH EXCESSIVE, UNNECESSARY, UNNATURAL, OR UNUSUALLY LOUD NOISES WHICH ARE PROLONGED, UNUSUAL AND UNNATURAL IN THEIR TIME, PLACE, AND USE EFFECT AND ARE A DETRIMENT TO PUBLIC HEALTH, COMFORT, CONVENIENCE, SAFETY, WELFARE; AND PROSPERITY OF THE RESIDENTS OF THE CITY OF MARQUETTE.

THIS ORDINANCE IS DETERMINED TO BE IMMEDIATELY NECESSARY FOR THE PRESERVATION OF THE PUBLIC PEACE, AND, THEREFORE, AN EMERGENCY ORDINANCE TO BE GIVEN IMMEDIATE EFFECT. THE CITY OF MARQUETTE ORDAINS:

Section 1. Title IV, Section 26 of the Code of the City of Marquette, Michigan is hereby amending to a new section 26.12 & (B) as follows:

**Section 26.12**

(A) It shall be unlawful for any person to make, continue or cause to be made or continued

| City of Marquette Marina Rules

any excessive, unnecessary or unusually loud noise or any noise which either annoys; disturbs, injures, or endangers the comfort, repose, health, peace or safety of others, within the limits of the City. A person who violates this Section is responsible for a civil infraction.

**Section 26.12.**

**(B) Noises Prohibited-Unnecessary Noise Standard.** The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of this ordinance, but said enumeration shall not be deemed to be exclusive, namely

**(1) Horns, Signaling Devices, Etc.** The sounding of any horn or signaling device on any automobile, motorcycle, street car or other vehicle on any street or public place of the City, except as a danger warning; the creation by means of any such signaling device of any unreasonably loud or harsh sound; and the sounding of any such device for an unnecessary and unreasonable period of time. The use of any signaling device except one operated by hand or electricity, the use of any horn, whistle or other device operated by engine exhaust; and the use of any such signaling device when traffic is for any reason held up.

**(2) - Radios, Phonographs, Etc.** The using, operating, or permitting to be played, used, or operated any radio receiving set, musical instrument, phonograph, or other machine or device for the producing or reproducing of sound in such manner as to disturb the peace, quiet, and comfort of the neighboring inhabitants or at any time with louder volume than is necessary

**31.12. Anchorage.**

No watercraft shall anchor in the harbor except in accordance with the rules and regulations of the United States Government in respect thereto; provided that, in case of necessity, the Harbor Master shall have the authority to direct the location and length of time any watercraft may anchor.

**31.13. Excessive Noise.**

No person shall operate in the harbor any motorboat, launch or watercraft, the motive power of which is an internal combustion engine using gas, gasoline naphtha or other like energy unless the same is equipped with a stock factory muffler, underwater exhaust or other modern or improved device capable of adequately muffling the sound of the exhaust or such engine; and such muffler shall be kept and remain closed, and such exhaust or device shall be kept in proper working order by any person or persons operating or in charge of such motor boat, launch or other water craft at all times when such engine or engines are in operation.

**31.14. Reckless Operation.**

No person shall operate in the harbor any motorboat, launch or other watercraft, the motive power of which is an internal combustion engine using gas, gasoline, naphtha, or other like energy in a reckless manner or at an excessive rate of speed so as to endanger the life or property of any person in or on said waters, having due regard to the presence of other boats, bather, persons engaged in fishing, or objects in or on such waters and of any other conditions then existing, and no person shall operate such motor boat on said waters at a rate of speed greater than will permit him to bring it to a stop within the assured clear distance ahead.

**31.15. Additional Rules.**

The Health Officer may with the approval of the City Commission make other rules and regulations respecting the use of public swimming pools; beaches, and waters: No persons shall fail to obey any such rule or regulation. Such rules and regulations shall become effective 24 hours after posting at such beaches and waters.

**31.16.** No person shall throw, cast, deposit, damage, lay, place or scatter in the water or upon any bathing beach any lighted cigars or cigarettes; or any glass. Bottles, nails, tacks, wire, crockery, cans or other sharp or cutting substance, or any refuse matter of any kind.

**31.17.** No person shall bring, drive, lead, carry or permit any dog or other animal, whether leashed, or unleashed, muzzled, or unmuzzled, onto the premises of any designated

bathing beach.

- 31.18. No person shall conduct himself upon any bathing beach or in the water or in the air over or adjacent to the public beaches or waters in such a manner as to jeopardize the safety and health of himself and/or others.
- 31.19. No person shall, except in case of emergency, sail, propel or drive any motor boat, sail boat, launch, aero plane, hydroplane or motor propelled vessel of any description in the waters of Lake Superior within two hundred yards of the shore line of any designated bathing beach of the City of Marquette.
- 31.20. Every person convicted of a violation of any provision of this ordinance, or any rule or regulation adopted or issued in pursuance thereof, shall be punished by a fine of not more than \$100.00 and costs of prosecution, or by imprisonment of not more than ninety (90) days, or both such fine and imprisonment; and each act of violation shall constitute a separate offense.

**EMERGENCY TELEPHONE NUMBERS**  
**911 IS RECOMMENDED FOR ALL POLICE AND FIRE EMERGENCIES**

Marquette Police Department	911
Marquette Fire Department	911
Ambulance Service, Central Dispatch	9911
Marquette General Hospital	228-9440
US Coast Guard, Marquette	226-3312

**Appendix 1.0**  
**Summer Storage**

Summer Storage:

- May 1 – November 1.
- All trailers must be attached to a tow vehicle.
- Trailer storage is permitted throughout the day but not overnight.
- Police will enforce the overnight parking ban.
- All trailers and tow vehicles must be parked in a designated trailer and tow vehicle parking area.
- Trailers are defined as empty boat trailers.
- All trailers with tow vehicles parked in the designated parking lot shall be pre-approved by the Marina Manager.

Seasonal Boat Staging/Launching:

- Boats/trailers/cradles shall stage in designated parking areas.
- All boat owners shall be pre-approved by the Marina Manager prior to staging vessel in designated trailer parking area.
- All boats/trailers/cradles not pre-approved by the Marina Manager will be subject to the overnight parking ban.
- Seasonal staging shall include a maximum of four nights when launching and one night when pulling vessels from marinas.
- Those boats/trailers/cradles left beyond permitted time period shall be subject to the overnight parking ban.
- The police will enforce the overnight parking ban.

**CITY OF MARQUETTE  
CINDER POND MARINA  
WAITING LIST APPLICATION**

APPLICANT NAME \_\_\_\_\_

NAME OF VESSEL \_\_\_\_\_ MANUFACTURER \_\_\_\_\_

*DESCRIPTION:*

OVERALL LENGTH (include complete overall length): \_\_\_\_\_ BEAM: \_\_\_\_\_ DRAFT: \_\_\_\_\_

COLOR: \_\_\_\_\_ DECK: \_\_\_\_\_ CABIN: \_\_\_\_\_

ENGINE: OUTBOARD: \_\_\_\_\_ INBOARD: \_\_\_\_\_ GAS: \_\_\_\_\_ DIESEL: \_\_\_\_\_ I/O: \_\_\_\_\_

SINGLE: \_\_\_\_\_ TWIN: \_\_\_\_\_ SAIL/RIG: \_\_\_\_\_ HEIGHT: \_\_\_\_\_

REGISTRATION #: \_\_\_\_\_ STATE: \_\_\_\_\_

VESSEL ID#: \_\_\_\_\_

TRAILER LICENSE PLATE #: \_\_\_\_\_ STATE: \_\_\_\_\_

**\*Overall boat length includes swim platforms, bow pulpit, etc and boat length. Staff will verify boat length prior to slip assignment. Errors in overall length will result in loss of slip, moving your vessel to the next slip size if available or change in marina.**

*OWNER INFORMATION: Please print clearly and fill out completely. This is your mailing information for next season. Please notify us of any address changes.*

NAME(S): \_\_\_\_\_

ADDRESS: \_\_\_\_\_

CITY/STATE/ZIP: \_\_\_\_\_  
CITY STATE ZIP

E-MAIL ADDRESS \_\_\_\_\_

TELEPHONE NUMBERS: WORK: \_\_\_\_\_ HOME: \_\_\_\_\_ CELL: \_\_\_\_\_

CIRCLE SLIP SIZE: 24' 30' 38'

OWNER SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

Fee paid \_\_\_\_\_

*OFFICE USE ONLY:*  
DATE RECEIVED: \_\_\_\_\_

City of Marquette Marina Rules

CITY OF MARQUETTE  
CINDER POND MARINA  
SEASONAL SLIP AGREEMENT

APPLICANT NAME(S) \_\_\_\_\_  
\_\_\_\_\_

NAME OF VESSEL \_\_\_\_\_ MANUFACTURER \_\_\_\_\_  
*DESCRIPTION:*

OVERALL LENGTH \*: \_\_\_\_\_ BEAM: \_\_\_\_\_ DRAFT: \_\_\_\_\_

COLOR: \_\_\_\_\_ DECK: \_\_\_\_\_ CABIN: \_\_\_\_\_

ENGINE: OUTBOARD: \_\_\_\_\_

INBOARD: \_\_\_\_\_ GAS: \_\_\_\_\_ DIESEL: \_\_\_\_\_ I/O: \_\_\_\_\_

SINGLE: \_\_\_\_\_ TWIN: \_\_\_\_\_ SAIL/RIG: \_\_\_\_\_ HEIGHT: \_\_\_\_\_

REGISTRATION

#: \_\_\_\_\_ STATE: \_\_\_\_\_

Please include a copy of your registration

OR

VESSEL DOCUMENTATION

# \_\_\_\_\_

VESSEL ID#: \_\_\_\_\_

NAME OF INSURANCE CO: \_\_\_\_\_ EXPERATION DATE \_\_\_\_\_

Please attach a copy of the Insurance Certificate

TRAILER LICENSE PLATE #: \_\_\_\_\_ STATE: \_\_\_\_\_

**\*Overall boat length includes swim platforms, bow pulpit, etc and boat length. Staff will verify boat length prior to slip assignment. Errors in overall length will result in loss of slip, moving your vessel to the next slip size if available or change in marina.**

**-OVER-**

**OWNER INFORMATION: Please print clearly and fill out completely. This is your mailing information for next season. Please notify us of any address changes.**

NAME(S): \_\_\_\_\_

ADDRESS: \_\_\_\_\_

CITY/STATE/ZIP: \_\_\_\_\_  
CITY STATE ZIP

E-MAIL ADDRESS \_\_\_\_\_

TELEPHONE NUMBERS:  
WORK: \_\_\_\_\_ HOME: \_\_\_\_\_ CELL: \_\_\_\_\_

EMERGENCY CONTACTS (other than owner) PHONE NUMBERS  
1. \_\_\_\_\_ 1. \_\_\_\_\_  
2. \_\_\_\_\_ 2. \_\_\_\_\_

I agree to abide by the rules for the use of the above facility and by applicable rules of the State of Michigan and U.S. Coast Guard. The City of Marquette reserves the right to cancel this agreement for violation of its rules and regulations.

The City of Marquette reserves the right to board your vessel in cases of emergency due to sinking, fire and other conditions that would cause damage to City property or environmental damage. City marina staff will only board your vessel after attempts to reach you, the owner, by conventional means have been unsuccessful.

I have received and read the marina policies, and agree to follow the policies and understand that rule or policy violations may result in penalties, including fines, sanctions of loss of slip privileges. By signing this agreement you agree to hold the City of Marquette harmless for incidental damage caused to your vessel for any reason.

It is understood that the sale of a vessel or change in ownership does not include the slip or its assignment. New boat owners may fill out a request for slip assignment should they wish to moor at either marina. They will be assigned a slip as they become available.

OWNER SIGNATURE(S) \_\_\_\_\_ DATE \_\_\_\_\_

**OFFICE USE ONLY:**

\*\*\*\*\*

DATE PAID: \_\_\_\_\_ CASH/CHECK/CHARGE  
AMOUNT: \$ \_\_\_\_\_

COPY OF INSURANCE \_\_\_\_\_ CIRCLE SLIP SIZE: 24' 30' 38' PIER #: \_\_\_\_\_  
SLIP#: \_\_\_\_\_

City of Marquette Marina Rules