

April 23, 2013

PORT OF BELLINGHAM
Washington State

Letter #6

Dear Boathouse Owner:

On March 28th, 2013, you were sent Update Letter #5 with a copy of the final draft boathouse policy for your review and comment. The draft policy was discussed at the Marina Advisory Committee (MAC) meeting on April 9, 2013 and then forwarded onto the Port Commission to be adopted into the Harbors' Rules, Regulations, and Procedures (Rules & Regs). This letter is being sent to advise you that the final boathouse policy was presented to the Port Commission on April 16, 2013 and unanimously adopted into the Rules & Regs. A copy of the adopted Boathouse Policy is enclosed.

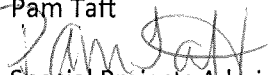
I'd like to point out that the final boathouse policy presented to the Commission incorporated two changes that the MAC recommended at the April meeting. Those two changes were:

- Section 2.3 (J), (1) (n): The last sentence was removed in this paragraph that reads "Failure of the Boathouse Organization to comply with all the terms and conditions of the Boathouse Agreement will be considered a default in the moorage under any other lease or agreement that each Boathouse Owner has with the Port." It was suggested that the sentence be removed because the Boathouse Agreement has yet to be drafted.
- Section 2.3 (J), (1) (o) (ii) on page 4: The language "Insurance for Multiparty Boathouses shall be maintained at a minimum of \$5 million for liability for property damage and death and/or bodily injury." was struck and replaced with the following language: "Insurance for Multiparty Boathouses shall be maintained at a number to be determined after Multiparty Boathouse Agreements have been approved by the Port." The MAC agreed to put this temporary language in the document for now until additional research can be done to determine the appropriate level of insurance and check to make sure that it is available on the market.

Additionally, at the April 16, 2013 Commission meeting, the Port Commission made a motion authorizing the Executive Director to execute a Professional Services Agreement with Associated Project Consultants, Inc. to undertake the engineering analysis on the pressure line for the boathouse sprinkler system. Please recall that in a previous letter it was noted that the boathouse owners requested the Port conduct this study. However, since the marina is a closed-loop system, this cost would be paid for by moorage fees. The MAC was opposed to the whole marina paying this cost and recommended that the question 'who pays for this study' be tabled for now and proceed with the analysis.

If you have any questions, please contact me at pamt@portofbellingham.com or 360-715-7382.

Regards,
Pam Taft


Special Projects Administrator
Port of Bellingham

cc: Dan Stahl, Chris Tibbe, Andy Peterson