

ORDINANCE NO. 17-1184

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF LAKE HAVASU CITY, MOHAVE COUNTY, ARIZONA, AMENDING LAKE HAVASU CITY CODE SECTION 8.16.130, MOORING IN CHANNEL, TO INCLUDE CITY PARKS AND SECTION 11.06.330, LAUNCHING WATERCRAFT AND OVERNIGHT MOORING PROHIBITED, TO REMOVE MOORING

IT IS ORDAINED, by the Mayor and City Council of Lake Havasu City, Arizona, as follows:

Section 1: That Lake Havasu City Code Section 8.16.130, Mooring In Channel, is amended to include City parks as follows:

§ 8.16.130 MOORING IN CHANNEL AND CITY PARKS.

A. No person shall moor, cause to be moored, parked, anchored or left standing any watercraft in any area designated as a no-mooring area.

B. The City Manager is authorized to designate any area within Bridgewater Channel OR ANY CITY PARK as a no-mooring area and to cause the area to be posted with appropriate signs.

C. No person shall leave moored, parked or standing any watercraft within Bridgewater Channel OR A CITY PARK between the hours of 11:00 p.m. and 5:00 a.m. except upon privately owned property with the permission of the property owner.

D. Subject to rebuttal, it shall be presumed that the registered owner of any watercraft found moored, parked, or standing in violation of this section is responsible for such mooring, parking or standing.

E. No person shall moor, cause to be moored, parked, anchored, or left standing, any watercraft located within 25 feet of the east side of the Bridgewater channel, unless that watercraft is moored to a mooring post. Not more than one (1) watercraft may be moored to a mooring post at the same time.

Section 2: That Lake Havasu City Code Section 11.06.330, Launching Watercraft and Mooring Prohibited, is amended to exclude mooring as follows:

§ 11.06.330 LAUNCHING WATERCRAFT ~~AND OVERNIGHT MOORING~~ PROHIBITED.

~~—A.~~ It is unlawful to launch or retrieve any motorized watercraft at or in any park unless one of the following exceptions apply:

~~—1.~~ Launching or retrieval occurs on designated launching ramps or other facilities provided OR:

~~—2.~~ Launching or retrieval is authorized in writing by the City.

~~—B. It is unlawful to moor between the hours of 11:00 p.m. and 5:00 a.m. any watercraft in a city park~~

Section 3. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are repealed.

Section 4: If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by the City Council of Lake Havasu City, Arizona, on _____, 2017.

APPROVED:

Mark S. Nexsen, Mayor

ATTEST:

Kelly Williams, City Clerk

APPROVED AS TO FORM:

REVIEWED BY:

Kelly Garry, City Attorney

Charlie Cassens, City Manager