CITY OF SAUSALITO
WATERFRONT UPDATE AND REQUESTED PATH FORWARD

PRESENTED TO BCDC

SEPTEMBER 12, 2019

BACKGROUND

- City of Sausalito withdrew from Richardson Bay Regional Agency on June 30, 2017
- The two agencies continue to collaborate and cooperate with one another regarding the handling of Sausalito and Richardson Bay waters
- A subcommittee comprised of members of City of Sausalito, RBRA, and BCDC met regularly in 2018 and the beginning of 2019 in an ongoing effort to align on priorities moving forward

WATERFRONT MANAGEMENT PLAN PRIORITIES (1 OF 2)

Highest Priorities

1. Removal of marine debris vessels
2. Removal of unoccupied vessels being stored on Sausalito waters
3. Unregistered vessels
4. Vessels occupied by persons who are a danger to themselves or others

Lowest Priority

1. Legacy occupied vessels that are:
   - Licensed
   - Registered
   - In possession of a waste disposal contract or utilizing similar form of service

WATERFRONT MANAGEMENT PLAN PRIORITIES (2 OF 2)

- On January 22, 2018, the City Council agreed to a modification of the Occupied Vessels (Phase IV) component of the City of Sausalito's Waterfront Management Plan priorities. Phase IV would be modified to adopt a 2 part strategy:
  - Immediate enforcement of 72-hour ordinance with respect to any new occupied boats entering our waters;
  - Deferred enforcement of occupied boats already on our waters to enable their numbers to be reduced through attrition and through Marin County / Sausalito relocation efforts (i.e., Marin County housing vouchers / increase in Sausalito live-aboard parameters)

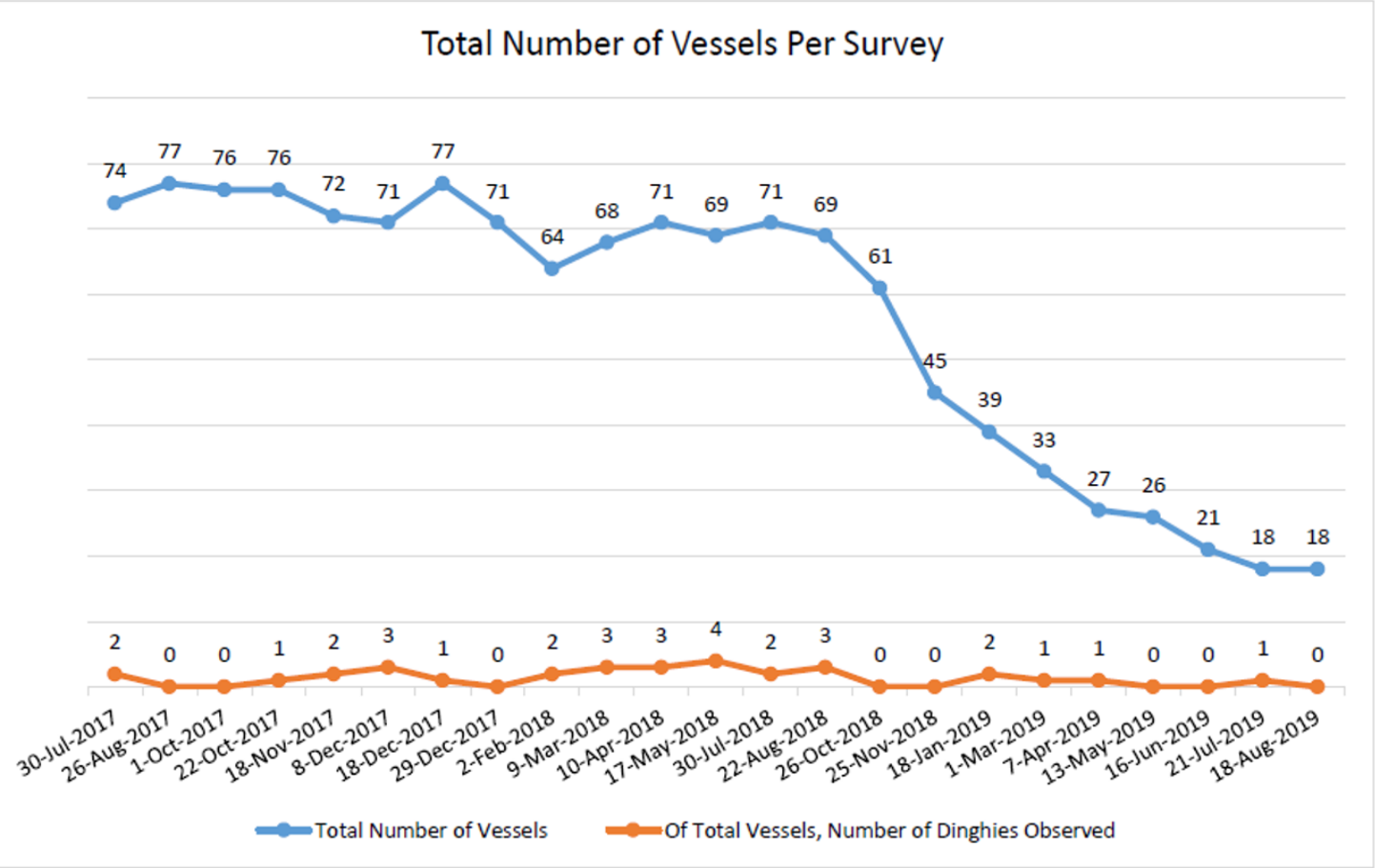
AUTHORITY TO REGULATE

- A “Special Anchorage Area” exists within Richardson Bay.
- Some anchorouts have contended they have immunity from regulation so long as their boats are in the Special Anchorage Area.
- Special legal counsel hired by City of Sausalito have confirmed that no Coast Guard regulation or “Special Anchorage Area” preempts the City of Sausalito from regulating where, when or how vessels may anchor within the overlap of the “special anchorage area” and the waters of the City of Sausalito.
- Sausalito has now shared a 40-page White Paper containing its exhaustive analysis with all affected agencies including RBRA and BCDC

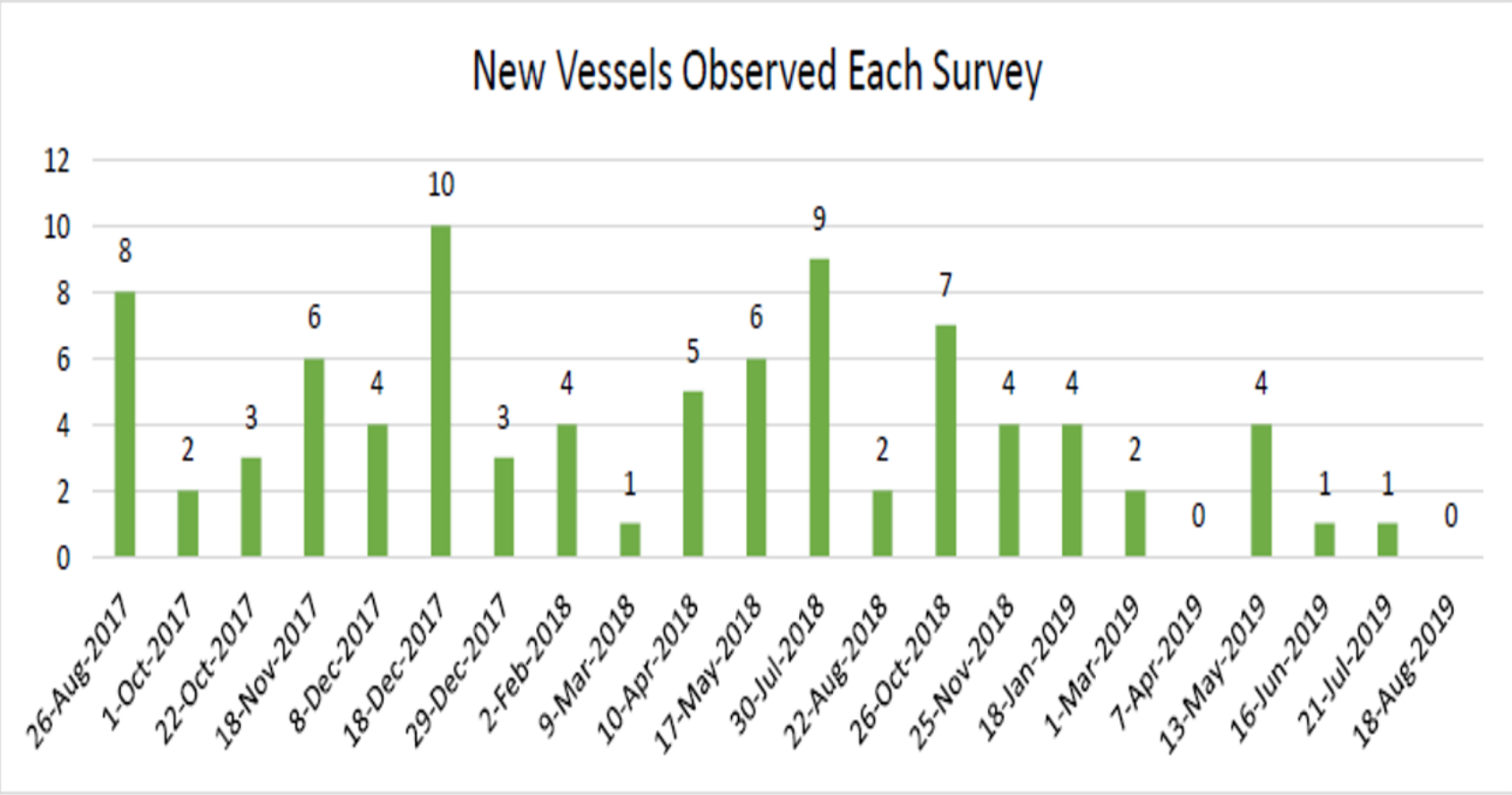
STAFFING

- Sausalito hired two part-time temporary technical specialists in July 2017 to:
  - Conduct surveys of vessels and preparing detailed Geographic Information System (GIS) based maps using the ESRI ArcGIS program
  - Assist with marine debris vessel abatements and noticing of vessels in violation of Sausalito City Ordinances and/or California Harbor and Navigation Codes
- In the process of hiring a part-time Marine Patrol Police Officer to conduct law enforcement operations on the water
- In mid-2019, Coast Guard Station Golden Gate offered additional assistance on Richardson Bay.

SAUSALITO WATERFRONT ENFORCEMENT (1 OF 2)

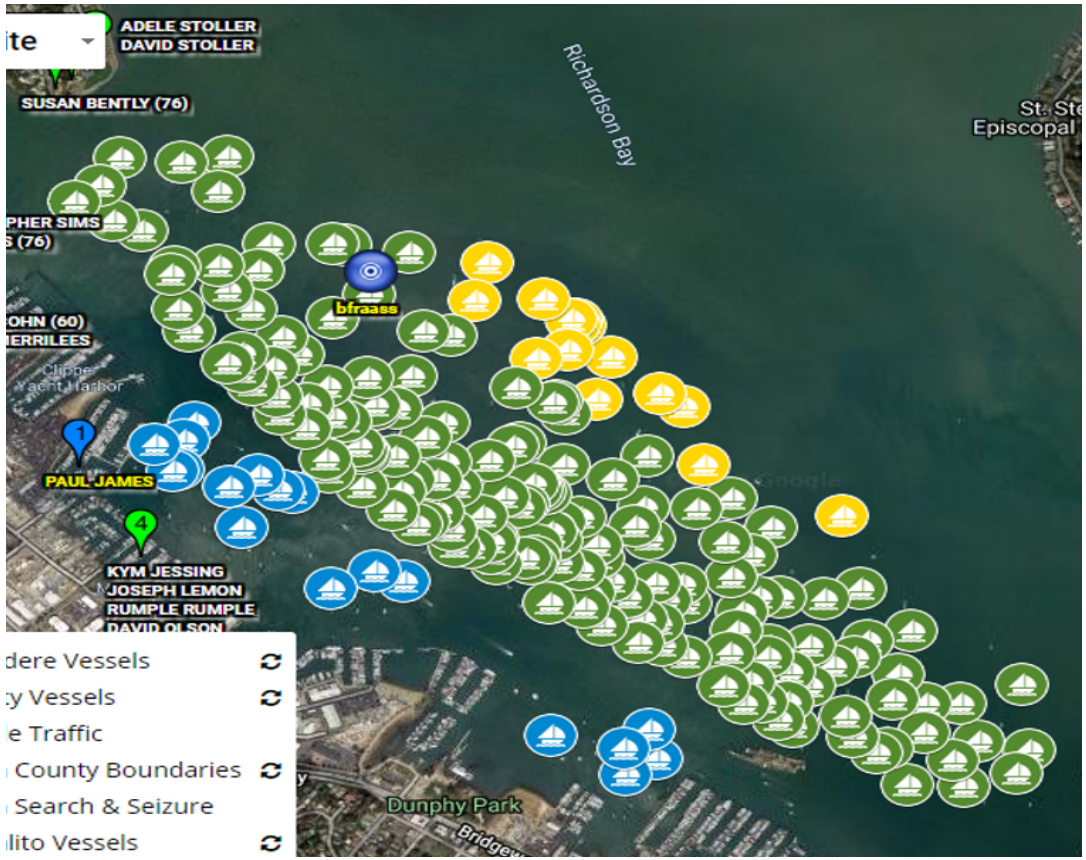


SAUSALITO WATERFRONT ENFORCEMENT (2 OF 2)



ENFORCEMENT – FIRST TWO / MAPPING

https://www.firsttwo.com/home



ENFORCEMENT – MOST RECENT STATISTICS (9/7/19)

- June 2019:
  - 15 boats in Belvedere
  - 169 boats in County
  - 184 Total

- September 2019:
  - 29 boats in Belvedere
  - 163 boats in County
  - 192 Total

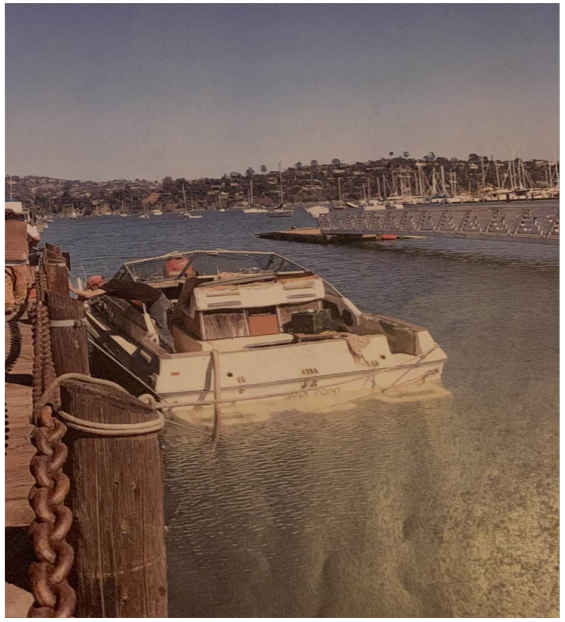
FEBRUARY 12, 2019
(POST-ENFORCEMENT)

ENFORCEMENT – MARINE DEBRIS

- Since the start of the Waterfront Management Plan, the Sausalito Police Department has abated twenty-four (24) vessels as Marine Debris

ENFORCEMENT - VTIP

- Since the start of the Waterfront Management Plan, the Sausalito Police Department has received/abated seven (7) vessels as part of the Vessel-Turn-In-Program



ENFORCEMENT

- Since November 14, 2017, citations have been issued for the following violations:
  - Expired Registration
  - Nuisance/Debris on Deck
  - Unlawful Mooring in Waters of Dunphy Park
- Copies of City of Sausalito waterfront ordinances have been posted on all vessels that are moored/ anchored in Sausalito waters

72 HOUR TOWS

- Since the start of the Waterfront Management Plan, the Sausalito Police Department has marked over 20 apparent unoccupied vessels for being in violation of Sausalito City Ordinance 16.04.100B (Anchoring/mooring in excess of 72 hours)
- Of these twenty (20) + vessels:
    - The majority were removed from Sausalito waters prior to police action
    - Five (5) were impounded and later released to their owners whom removed them from Sausalito waters
    - Four (4) had the impound procedure stopped due to claims people were residing on them
    - One (1) vessels is currently impounded
    - One (1) was impounded and later abated as part of the VTIP program
    - One (1) was impounded and later abated after going unclaimed for over 90 days

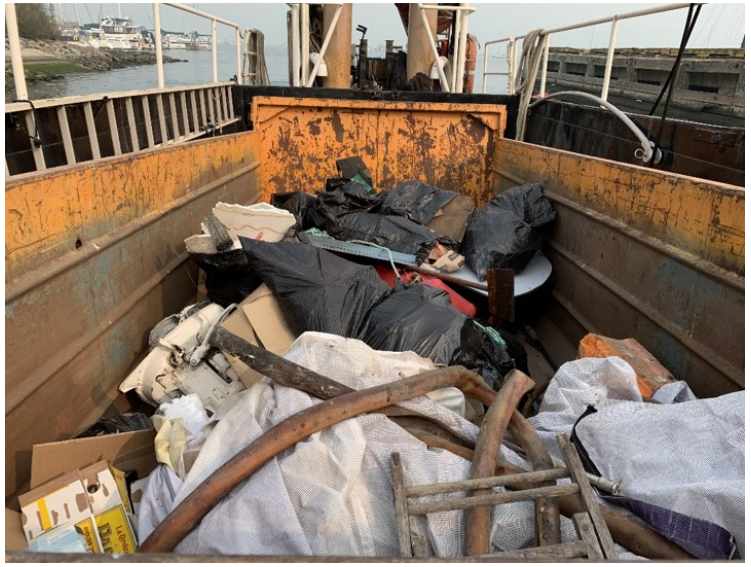
UNOCCUPIED MOORINGS

- The Sausalito Police Department has removed over fifty (50) mooring balls/devices from Richardson Bay. These mooring balls were either unoccupied or attached to vessels that were abated as marine debris or impounded

ANNUAL DEBRIS COLLECTION EVENTS (1 OF 2)

- Sausalito Police Department, Richardson Bay Regional Agency, Marin County Sheriff's Office, and Marin County Health and Human Services hold annual debris collection events upon Richardson Bay
- Goal of events is threefold:
  - Remove debris from anchored vessels before winter in order to help prevent debris and hazardous items from falling into the Bay during storms
  - Assist individuals in making their vessels compliant with City of Sausalito and Richardson Bay Regional Agency nuisance/debris ordinances
  - Provide a forum for Marin County Health and Human Services to contact individuals from the waterfront and offer, for those who are interested, services which may assist them in obtaining housing.
- In addition to the debris collection:
  - In 2017, 11 people were contacted and offered services by Marin County Health and Human Services. 3 of the 11 people requested services
  - In 2018, 10 people were contacted and offered services by Marin County Health and Human Services. 3 of the 10 people requested services

ANNUAL DEBRIS COLLECTION EVENTS (2 OF 2)



SAFE HARBOR: A PILOT PROGRAM CONCEPT (1 OF 3)

- Working in conjunction with the Marin County Department of Health and Human Services, Ritter Center, the Sausalito Chamber of Commerce, and with various marina operators throughout town, Sausalito has put together a pilot program to assist in the goal of Empowering Anchor Outs Toward an Independent Life.

SAFE HARBOR: A PILOT PROGRAM CONCEPT (2 OF 3)

- Various marina operators throughout Sausalito have agreed to make available eight live aboard slips for a period of six to eighteen months for the pilot program.
- Each participant enrolled in the pilot program will be assigned to a Ritter Center Whole Person Care case manager who will ensure that participants are provided access to programs and resources intended to facilitate their transition out of homelessness, perhaps to a permanent liveaboard slip or to other housing.
- Through the Ritter Center partnership with the City of Sausalito and the Sausalito Chamber of Commerce, participants will be placed in jobs within the Sausalito Business Community as well as elsewhere in the County.
- Through the innovation and leadership of the City of Sausalito and Ritter Center, we hope to create a program that will dramatically improve the lives of the Sausalito Safe Harbor Program participants and could be expanded to meet the need of the vulnerable residents on Richardson's Bay in partnership with RBRA.

SAFE HARBOR: A PILOT PROGRAM CONCEPT (3 OF 3)

- $25,000 seed money from Sausalito Tidelands Fund
- Up to $165,000 CESH (California Emergency Solutions and Housing) grant funding
- Up to $25,000 from Marin Community Foundation
- Additional options include Sierra Club, HUD Vouchers, Homeward Bound, Veterans Services
- Coastal Trust Fund?
- Other federal, state, county, and local funding opportunities

ONGOING COLLABORATION BETWEEN SAUSALITO AND RBRA IS VITAL

- Sausalito commends RBRA for enacting its own waterfront management regulations and voting to commence enforcing its 72 hour rule in July, 2019
- RBRA September 2019 staff report acknowledges RBRA may not be successful due to scarce resources
- Sausalito has made First Two hardware and software available to RBRA to assist in mapping boats in its waters (a savings of $10,000)
- With retirement of Harbor Master Bill Price, Sausalito and other jurisdictions offered to assist RBRA in concerted effort to remove marine debris and unoccupied storage boats
- RBRA has not yet assented to outside assistance

SAUSALITO'S WATERFRONT MANAGEMENT PROGRAM HAS A PROVEN TRACK RECORD OF SUCCESS

- Sausalito has a proven track record of success in just 24 months of focused enforcement.
- In addition, Sausalito has demonstrated compassion in its outreach efforts through its mobile shower program and its Safe Harbor program
- Any plan for moorings in RBRA water should undergo CEQA analysis, including impacts on Sausalito
- Sausalito is currently only point of access for all Richardson Bay anchorouts

OVERVIEW OF PUBLIC SAFETY IMPACTS RELATED TO WATERFRONT

- Each winter, Sausalito Police Department and Southern Marin Fire must respond to distressed boats and mariners during heavy storms.
- In addition, Sausalito Police Department and Southern Marin Fire are required to respond to other public safety issues arising from waterfront activities including crime incidents upon the water, crime incidents committed by anchorouts visiting Sausalito, and various calls for medical service, among others.
- In Winter of 2017, Sausalito was required to rely on mutual aid to respond to a hillside fire because Southern Marin Fire was busy providing aid to anchorouts during a winter storm.
- In Winter of 2018, Southern Marin Fire first responder was injured attempting to rescue an anchorout in a winter storm.
- In both 2017 and 2018, an anchorout perished

WINTER STORM IMPACTS (1 OF 2)

WINTER STORM IMPACTS (2 OF 2)

IMPACTS TO GALILEE HARBOR

SAUSALITO REQUESTS OF BCDC

- Clarity regarding BCDC policies for Richardson Bay
- Support Sausalito's existing plan vis a vis its legacy anchorout population, including its Safe Harbor program and its policy to not allow newly arrived boats to moor longer than 72 hours, including legacy anchorouts who voluntarily leave Sausalito waters
- Increase Sausalito's liveaboard allocation from 10% to 15% per marina to facilitate transition from anchorout to Safe Harbor to liveaboard
  - This solution would address a regional issue: By reducing moorings in Richardson's Bay, allow eel grass to thrive; eel grass is food source for herring; herring is food source for migratory birds along western seaboard
  - Aligns with BCDC mission to preserve the Bay from indiscriminate filling

THANK YOU