

**CITY OF SAUSALITO
WATERFRONT UPDATE AND
REQUESTED PATH FORWARD**

PRESENTED TO BCDC

NOVEMBER 20, 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 ... but has not met since April, 2019

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 modified Phase IV 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 limits)

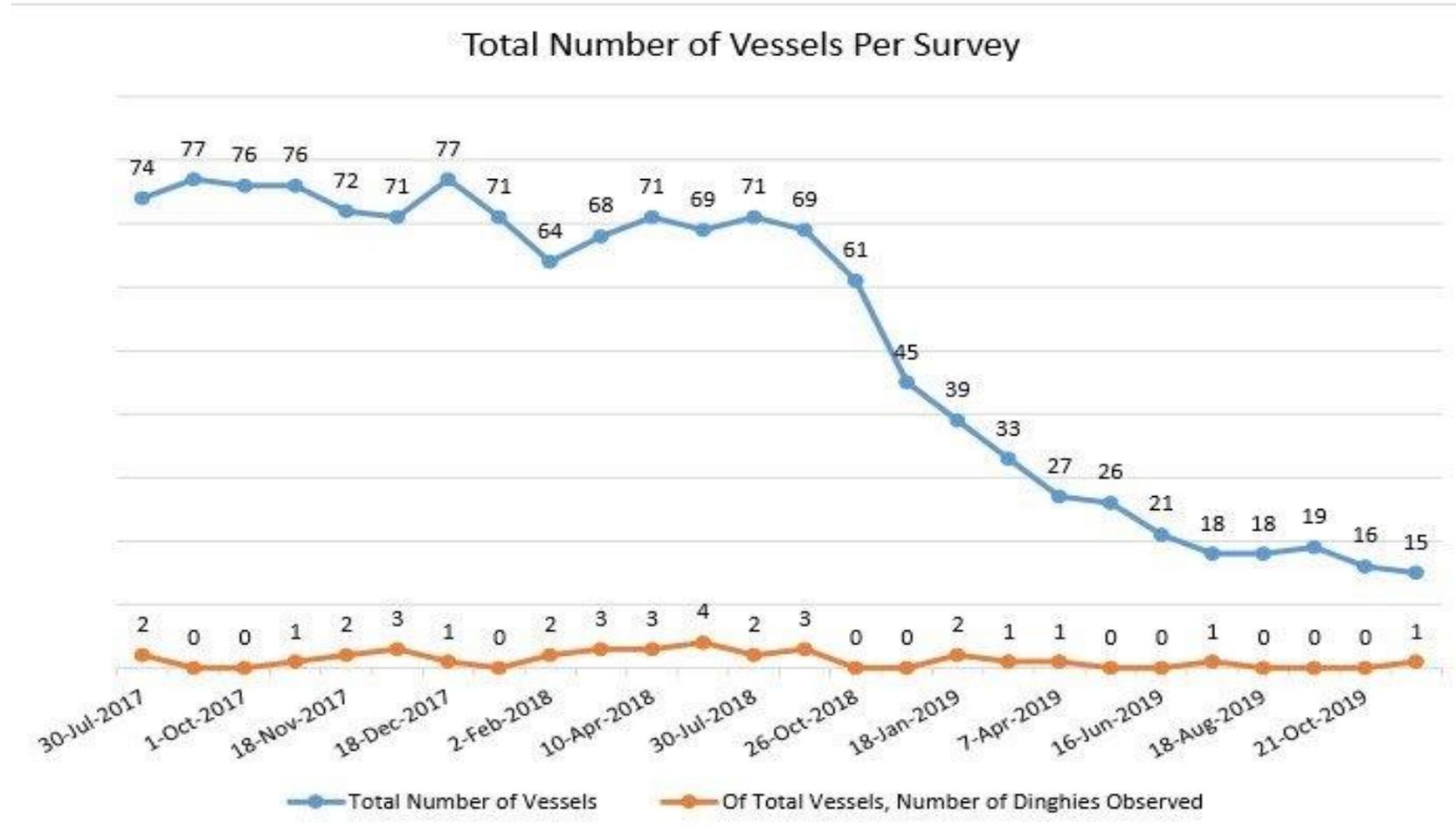
AUTHORITY TO REGULATE

- 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

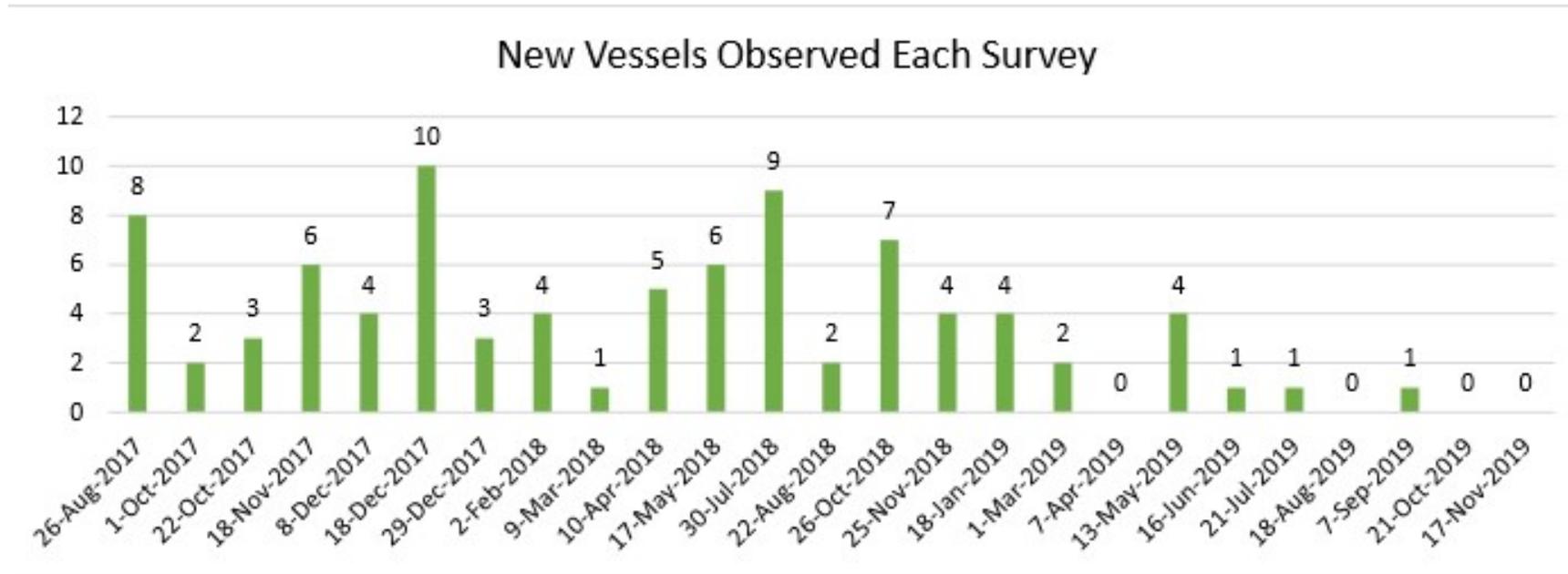
STAFFING

- 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
- Sausalito has hired 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 (TOTAL NUMBER OF VESSELS OVER TIME)

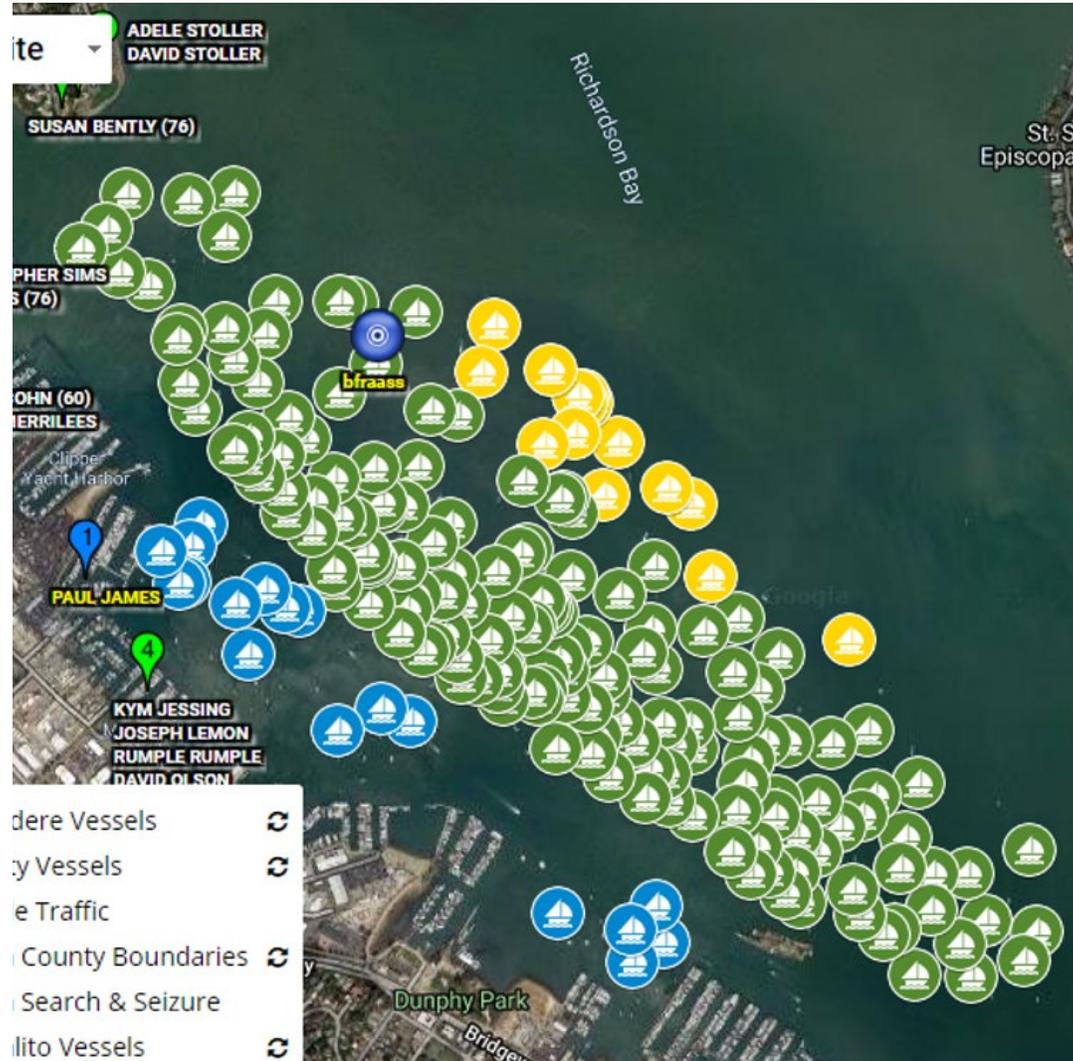


SAUSALITO WATERFRONT ENFORCEMENT (NEW VESSELS PER SURVEY)



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

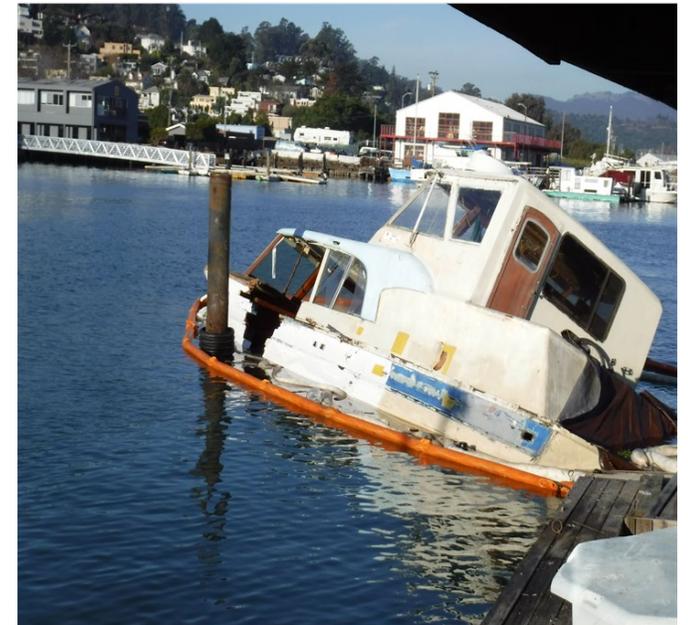
- September 2019:
 - 29 boats in Belvedere
 - 163 boats in County
 - 192 Total

**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

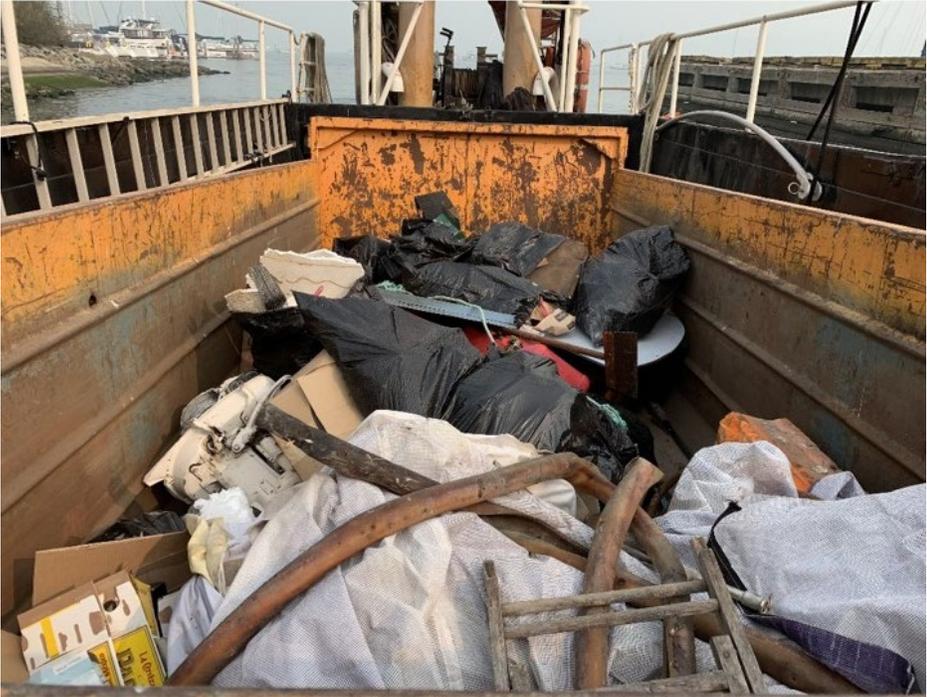
- The Sausalito Police Department has removed over fifty (50) mooring balls/devices from Richardson Bay. These mooring balls were either unoccupied or attached to vessels that were abated as marine debris or impounded



ANNUAL DEBRIS COLLECTION EVENTS

- 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

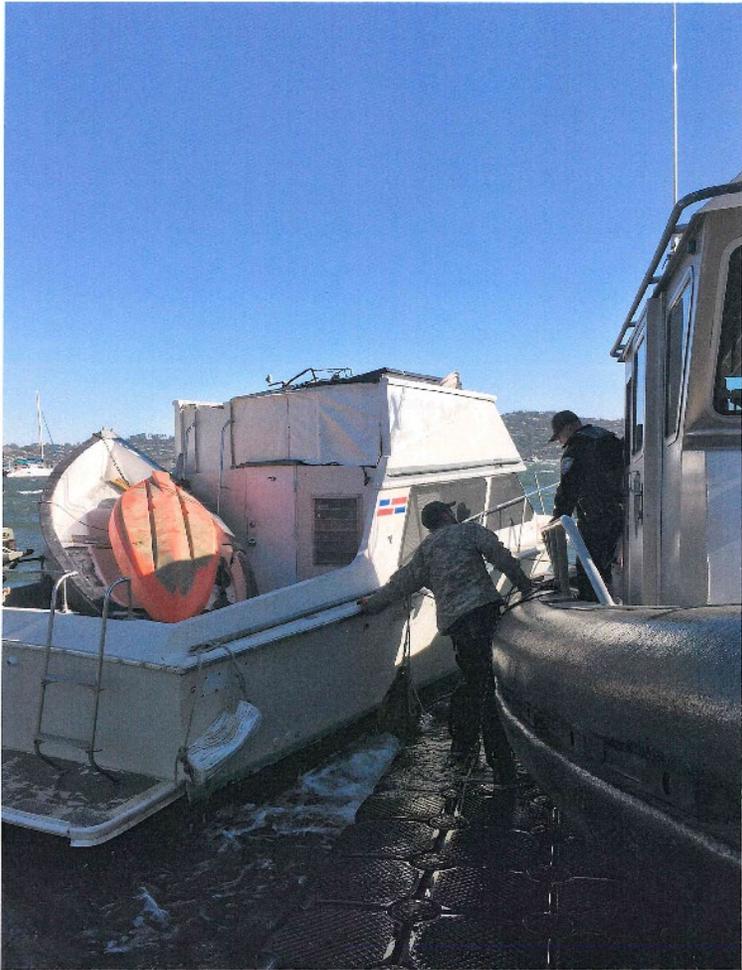
ANNUAL DEBRIS COLLECTION EVENTS



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
- On October 27, 2019, a winter storm blew 20 boats from RBRA waters into Sausalito's docks and damaged Sausalito's fire boat dock

SAUSALITO WATERFRONT ENFORCEMENT (1 OF 6)



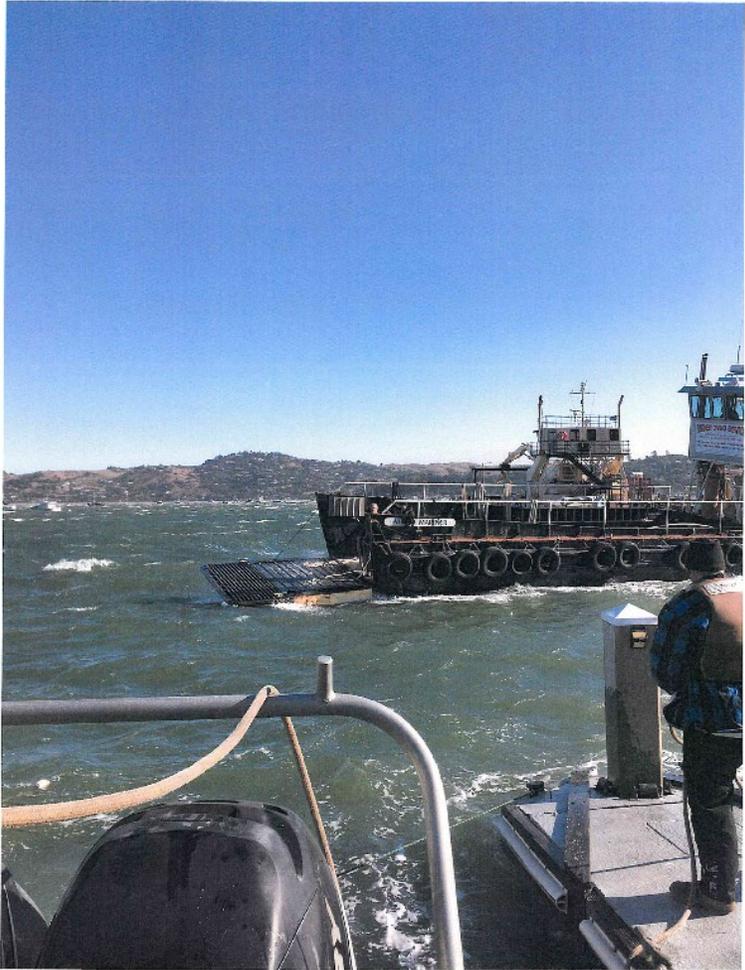
SAUSALITO WATERFRONT ENFORCEMENT (2 OF 6)



SAUSALITO WATERFRONT ENFORCEMENT (3 OF 6)



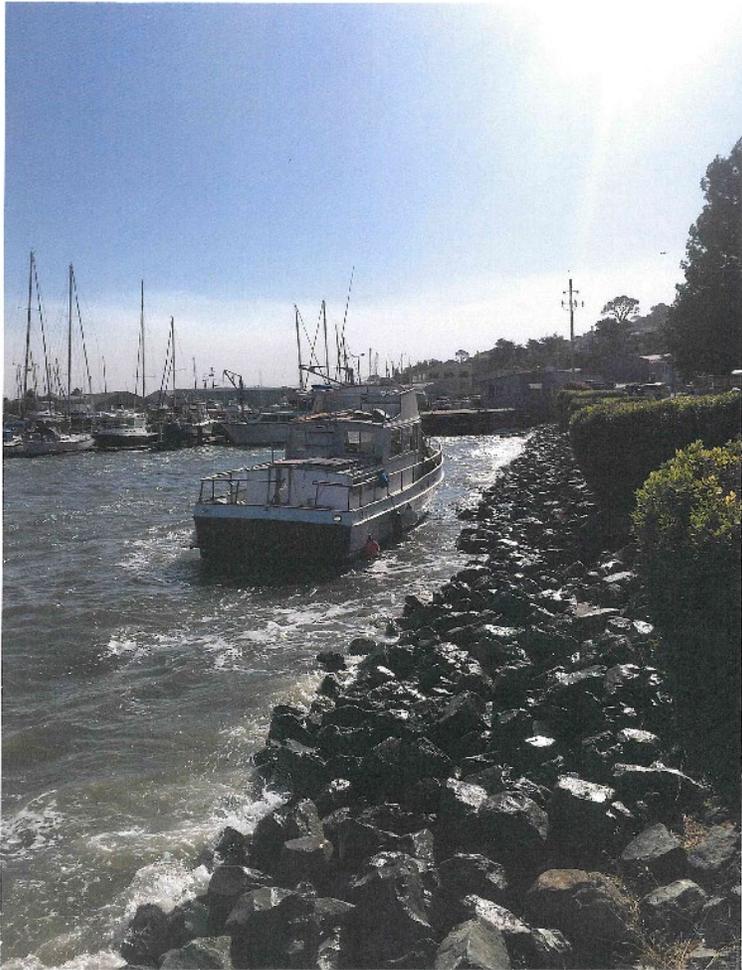
SAUSALITO WATERFRONT ENFORCEMENT (4 OF 6)



SAUSALITO WATERFRONT ENFORCEMENT (5 OF 6)



SAUSALITO WATERFRONT ENFORCEMENT (6 OF 6)



WINTER STORM IMPACTS (1 OF 2)



WINTER STORM IMPACTS (2 OF 2)



IMPACTS TO GALILEE HARBOR



SAFE HARBOR: A PILOT PROGRAM CONCEPT

(1 OF 4)

- Sausalito has demonstrated both compassion and an opportunity for long term success in its outreach efforts through its mobile shower program and its Safe Harbor program
- 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 commenced a pilot program to assist in the goal of Empowering Anchor Outs Toward an Independent Life.

SAFE HARBOR: A PILOT PROGRAM CONCEPT (2 OF 4)

- 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 is 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 land-based 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 are optimistic our Safe Harbor program will dramatically improve the lives of the anchorite participants and could be expanded to meet the need of the vulnerable residents on Richardson Bay in partnership with RBRA.

SAFE HARBOR: A PILOT PROGRAM CONCEPT (3 OF 4)

- \$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

SAFE HARBOR: A PILOT PROGRAM CONCEPT (4 OF 4)

- In early November, the first anchorout was moved into a berth in Sausalito Yacht Harbor
- We have vetted four other anchorouts presently living in Sausalito waters and are coordinating slips at other marinas for them
- Between now and next April:
 - Sausalito hopes to house eight anchorouts in slips and hopes to commence the process of transitioning those anchorouts to a more permanent form of housing
 - Sausalito hopes to identify long term funding for its Safe Harbor program

ONGOING COLLABORATION BETWEEN SAUSALITO AND RBRA IS VITAL (1 OF 3)

- Sausalito commends RBRA for enacting its own waterfront management regulations and voting to commence enforcing its 72 hour rule in July, 2019
- RBRA has acknowledged the challenges of enforcing its 72 hour rule due to scarce resources
- Sausalito has assisted RBRA in mapping boats in RBRA waters
- When RBRA hired its new interim Harbor Master, Sausalito and other agencies offered to assist RBRA in concerted efforts to remove marine debris and unoccupied storage boats from RBRA waters

ONGOING COLLABORATION BETWEEN SAUSALITO AND RBRA IS VITAL (2 OF 3)

- Sausalito's Waterfront Management Program has a proven track record of success in just 24 months of focused enforcement.
- With a single Harbor Master, RBRA may benefit from collaborating with Sausalito or even having Sausalito take over enforcement efforts for all of Richardson Bay
- Sausalito already experiences various consequences arising from all of the boats on Richardson Bay since it is their only point of shore access
- With an appropriate cost sharing approach, Sausalito would be willing to undertake a greater role in enforcement

ONGOING COLLABORATION BETWEEN SAUSALITO AND RBRA IS VITAL (3 OF 3)

- An ideal collaboration between the City of Sausalito and RBRA would include:
 - Shared policies
 - Shared software
 - Shared resources
 - Regular / monthly meetings
 - Collaboration on the waterfront
 - Successful mutual aid

SAUSALITO HAS SUCCESSFULLY USED VARIOUS ENFORCEMENT TOOLS TO DEMONSTRATE RAPID PROGRESS

- A mooring field as an expedited enforcement strategy faces challenges:
 - Any plan for moorings in RBRA water should undergo CEQA analysis, including impacts on Sausalito
 - The mooring study demonstrated that the most feasible locations for moorings are in Sausalito and Belvedere waters, but anchorouts have pointed out that both locations could endanger lives of inexperienced anchorout occupants due to rough waves during the winter months
 - At its Board meeting on November 14, 2019, RBRA postponed its decision on a mooring field plan

SAUSALITO REQUESTS OF BCDC

- Clarity regarding enforcement of BCDC policies for Richardson Bay
- Support Sausalito's existing plan for 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
 - Ritter Center estimates each person will take 6-18 months to transition; there may be up to 100 people living on Richardson Bay; we presently have 8 slips available
 - The length of time this overall program will take will depend on the number of slips available

THANK YOU

