

Docking Policy



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Development Services	August 25, 2003	25	1	3
Subsection	Repeals By-Law Number		Policy Number	
Docks Etc. On City-Owned Waterfront Property			DS-2-1	

The following policy shall govern and control the building/placement of docks and similar structures on the City-owned waterfront.

Provisions of Docks: Kenora citizens wishing to utilize City-owned waterfront property, by placing a dock, boat lift structure or a ramp platform on City Property directly in front of their property, shall be required to make written application to the City.

This application shall clearly identify the location, the dock, boatlift or ramp platform construction, dimensions, and names of the owner(s) /occupier(s) who will be using this structure.

This application will be subject to the following approvals:

- City of Kenora Building Department Permit
- City of Kenora Licencing Verification of Insurance
- Ministry of Natural Resources Fish/wildlife values
- Coast Guard Navigation
- Department of Fisheries and Oceans Fish/wildlife issues

1. **Agreement Renewal:** This agreement is in effect for the duration of the property ownership by the applicant. The agreement is null and void at 12:00 a.m. of the date of transfer of ownership.

2. **Rates:** For leasing City property for the above noted purposes shall be as set out in the City of Kenora "Tariff of Fees" by-law.

3. **Use of Structure:** For boat docking or swimming access only. Structures including, but not limited to, gazebos, saunas, etc. will not be permitted. Commercial and industrial uses will not be permitted, without prior approval of City Council.

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4. **Liability:** Use of the dock, boatlift or ramp platform is at the Occupier's risk; the City of Kenora shall not be held liable or responsible for personal injury or property damage. The Owner(s)/Occupier(s) will provide a "Certificate of Liability Insurance" indicating that they are insured, year round, for a minimum of two (2) million dollars general liability and that the City of Kenora is named as an additional insured.

5. **Licence:** At such time as the Agreement Application has been approved and fee paid, the Building Department shall issued an appropriate licence of occupation, which shall be secured to the dock structure or ramp platform by the owner and kept on file by the City, for future reference.

6. **Capacity:** The maximum number of boats per dwelling unit shall be two (2). There shall be no boats moored to the ramp platform. There shall be a maximum of one (1) dock per dwelling unit, with size and configuration to be approved by the City of Kenora.

7. **Eligible Occupiers:** Only those property owners or tenants of lands abutting a City road allowance or portion of municipal property that is 20 metres (66 ft) or less in width where it abuts navigable waterway, shall be eligible to apply for the placement of a dock, boatlift or ramp platform on the waterfront. The structures shall be placed within the projection of the property frontage only. The final location is to be determined by the City of Kenora Building Department.

8. **Transfer of Rights:** The agreement is not transferable to other Owner(s)/Occupier(s) without the written consent of the City and proof of insurance. Transfer of ownership will require a new agreement with the new owners of the property.

9. **Dock Specifications and Conditions:** The dock structure shall be subject to such conditions as may be imposed by the City of Kenora Building Department, Ministry of Natural Resources, Department of Fisheries and Oceans and/or the Canadian Coast Guard.

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10. Notice of Removal: The dock structure and ramp platform shall be kept in a safe and well-maintained condition at all times. Failure to properly maintain the structure, or the inappropriate use of the structure, shall result in a "Notice of Removal".

A "Notice of Removal" from the City of Kenora requires the property owner to remove the structure(s) within forty-five (45) days.