

RBRA Quarterly Update

Item 8

August 23, 2023

BCDC Enforcement Committee Meeting

Adrienne Klein, Principal Enforcement Analyst

2021 Settlement Agreement

- 1. COVID-19 Pandemic Considerations
- 2. Richardson Bay Special Area Plan Compliance
- 3. Eelgrass Habitat Protection
- 4. Eelgrass Habitat Restoration
- 5. Restoration Collaboration
- 6 Temporary Use of Moorings
- 7. Prevention of Future Subtidal Habitat Damage
- 8. Housing
- **9. Mgt of Vessels on Anchorage After August 2019**
- **10. Mgt of Vessels on Anchorage Before 2019**
- 11. Ground Tackle/Moorings
- 12. Extensions of Time for Vessel Removal**
- 13. Commitment to Cooperation in Actions that Promote Regional
- 14. Waiver
- 15. Reporting Requirements
- 16. Reservation of Rights
- 17. Authority
- 18. Mutual Release
- 19. No Admission of Liability
- 20. Governing Law
- 21. Effective Date

9. Management of Vessels on Anchorage After 2019

- 9. All illegally anchored vessels on Richardson Bay that arrived after August 2019 will be removed along with their ground tackle no later than October 15, 2023. ...
- There are 17 vessels in this category
- June 29, 2023 – RBRA requests a one-year-long extension to meet this deadline
- Staff believes the RBRA has demonstrated good cause, encountered factors outside its control that could not have reasonably be foreseen at time of signing of agreement
- If the EC does not object, the Executive Director will sign the draft letter, dated August 24, 2023, conditionally granting the extension request

10. Management of Vessels on Anchorage Before 2019

- 10.b. No later than October 15, 2023, the floating homes located offshore from the Waldo Point Harbor houseboat marina and all associated ground tackle/moorings will be removed from Richardson Bay and either legally disposed of or relocated to a legal berth at an authorized houseboat marina in accordance with all applicable local, state and federal laws.
- RBRA's presentation will outline the efforts it has taken and is continuing to take to cause removal of three floating homes by October 15, 2023, and, if it becomes apparent that they cannot meet the deadline, they will request an extension

RBRA Presenters

- Brad Gross, Executive Director, RBRA
- Jim Malcom, Harbormaster, RBRA
- Rebecca Schwarz-Lesberg, Coastal Policy Solutions