

# EXHIBIT A

## **An Act To Restrict Cruise Ships in Order to Reduce Congestion and Pollution**

An Act To Restrict Cruise Ships in Order to Reduce Congestion and Pollution will limit the number of passengers who may disembark from cruise ships to no more than 1,000 people on a given day, in aggregate. This ordinance will go into effect in 2025.

### **BE IT ORDAINED:**

1. That Chapter 18 of the Portland City Code is hereby amended by adding the following Article, to be numbered Chapter 18, Article VI:

### **ARTICLE VI. CRUISE SHIP PERMITTING**

#### **Sec. 18-100. Purpose.**

The large numbers of persons disembarking from cruise ships has, at times, resulted in excessive congestion, traffic, and pollution in waterfront areas, jeopardizing the City's ability to protect public health and safety and to deliver municipal services to City residents and visitors, including the provision of public safety services, emergency medical services, in-patient and out-patient services at local hospitals, public transit, transportation of students to and from City schools, pandemic control measures, and public sanitation services. This section is, therefore enacted for the purpose of reasonably regulating the disembarking of passengers and crew from cruise ships visiting the City of Portland; preserving good order and peace in the City; providing for the public health, safety and welfare; maintaining the cleanliness of City streets, sidewalks, public spaces, and environment; and regulating the use of public facilities in the furtherance of private commercial activities.

#### **Sec. 18-101. Definitions.**

*Cruise ship* means a watercraft carrying passengers for hire which is capable of providing overnight accommodations for 50 or more passengers.

#### **Sec. 18-102. Permit required.**

No cruise ship shall be allowed to disembark passengers or crew on, over, or across any property located within the City, including but not limited to the International Marine Terminal,

the Ocean Gateway Facility and any other waterfront facilities or public landings owned and/or managed by the city, except under an executed, written contract with the city specifically permitting such disembarkation. No such permit may allow more than 1,000 persons, in the aggregate, to disembark from cruise ships within the City on a single calendar day. Such permit agreements may require the payment of reasonable fees based upon the number of persons disembarking, as determined by the city council. Nothing in this section shall be construed to restrict the necessary offloading of persons from cruise ships in the event of an emergency.

**Sec. 18-103. Rules and Regulations.**

The city manager, in consultation with the Mayor and subject to the approval of the city council, shall have the authority to promulgate any rules or regulations deemed necessary for the implementation of this Article, including but not limited to rules or regulation providing for the management and allocation of permits, reservations, and disembarkation slots, or for the reporting of violations, not inconsistent with the provisions of this code, the charter, or with the laws or regulations of the state or the United States of America. Such rules or regulations shall be kept on file in the city manager's office and in the harbor master's office.

**Sec. 18-104. Effective date and applicability.**

This Article shall take effect January 1, 2025, but none of the provisions of this Article shall be made applicable to any cruise ship bookings or reservations for travel after such date that were completed on or before June 1, 2022.

**Sec. 18-105. Enforcement and violations.**

Any violation of this article, or any rule or regulation made pursuant hereto, shall be punishable by a fine as provided in section 1-15; provided that each disembarking person exceeding the permitted daily limit in Section 18-102 is a separate violation, subject to a minimum \$100 penalty per excess unauthorized person.