

By: Representative Guice

To: Ports, Harbors and
Airports

HOUSE BILL NO. 1305

1 AN ACT TO AMEND SECTION 49-27-6, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE DEFINITION OF MARINA; AND FOR RELATED PURPOSES.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

4 **SECTION 1.** Section 49-27-6, Mississippi Code of 1972, is
5 amended as follows:

6 49-27-6. For purposes of this chapter, the following terms
7 shall have the meanings ascribed to them in this section:

8 (a) "Marina" means a facility providing more than
9 twelve (12) mooring spaces for boats that may provide supplies and
10 services including electricity, fresh water, fuel or sewage
11 collection facilities.

12 (b) "Pier" means a facility providing twelve (12) or
13 less than twelve (12) mooring spaces for boats that may provide
14 supplies and services including electricity, fresh water, fuel or
15 sewage collection facilities.

16 (c) "Public marina" means a marina that offers mooring
17 spaces and docking facilities for lease by the general public.
18 Public marinas include recreational and commercial marinas, and
19 they require a "C" for commercial or "I" for industrial use
20 designation.

21 (d) "Private single-family or multi-family marina"
22 means a marina that is part of an adjacent single-family home
23 subdivision or multi-family condominium or apartment development
24 that provides mooring spaces and docking facilities restricted for
25 use by only home owners or tenants of the adjacent development.
26 Private single-family and multi-family marinas with twelve (12) or
27 fewer mooring spaces are compatible with a "G" for general use

28 designation. Private single-family and multi-family marinas with
29 more than twelve (12) mooring spaces require a "C" for commercial
30 use designation. Commercial vessels may not be moored in a
31 private single-family or multi-family marina.

32 (e) "Yacht club marina" means a marina that restricts
33 mooring spaces and docking facilities to members only of a private
34 association organization. Yacht clubs require a "C" for
35 commercial or "I" for industrial use designation.

36 **SECTION 2.** This act shall take effect and be in force from
37 and after July 1, 2005.