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I, Amy A Southwell, County Clerk, do hereby certify that the within instrument was recorded in the Lincoln County Book of Records on the above date and time. WITNESS my hand and seal of said office affixed.

Amy A Southwell, Lincoln County Clerk



After Recording Return To:
Port of Newport
600 SE Bay Blvd
Newport, OR 97365

**PORT OF NEWPORT
ORDINANCE NO. 2022-02
AN ORDINANCE REGARDING ADDITIONS TO THE PORT FACILITY CODE**

WHEREAS, the Port of Newport is a duly organized municipal corporation of Lincoln County, Oregon (ORS 777); and

WHEREAS, it is in the best interest of the citizens of the district of this Port and the public generally to have certain ordinances and regulations regarding and relating to the public process of policy development codified; and

WHEREAS, Ordinance No. 1-2013, adopted on May 28, 2013, created the Port Facilities Code.

**NOW THEREFORE, THE PORT OF NEWPORT BOARD OF COMMISSIONERS
ORDAINS AS FOLLOWS:**

Add to Section 1.2 Definitions:

“Retail Sales: Sales of goods that are made directly to the consumer. For the purposes of this definition, a consumer is a person who purchases goods for personal use, and services do not apply.”

“Retail Sales Business: A business whose primary purpose is to conduct retail sales”

“Wholesale: Sales of goods that are made to retailers, or to industrial, commercial, institutional, or other professional business users, or to other wholesalers and the like.”

“Buying Station: a location other than the licensed premises of a wholesale fish dealer or food fish canner at which such wholesale fish dealer or food fish canner purchases or receives food fish or shellfish from commercial fishers.”

Add to Chapter 5 Recreational Marina:

“**5.31 Seafood Product Sale or Purchase.** Retail sales on the marina premises are prohibited except by tenants that operate under an active lease from the Port. Moorage holders shall not operate a retail sales business in the marina unless they are a tenant under a lease that specifically covers the retail sales business.”

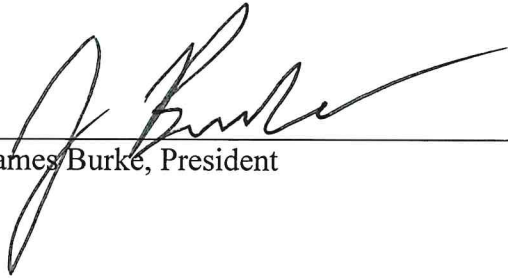
Edit Section 2.41 to read:

“No person may set up a retail sales business~~buying station~~ without first obtaining all required licenses and permits and leasing form the Port, on terms provided by the Port, the area at which any retail sales business~~buying station~~ is to be established.”

Add to Section 2.42:

“(c) Retail sales of fish/seafood”

**APPROVED AND ADOPTED BY THE BOARD OF COMMISSIONERS this 23 day of
May, 2023.**



James Burke, President



Walter Chuck, Secretary/Treasurer