

Dear Commissioner Rafael Castellanos,

It is our understanding the Port Board of Commissioners will be presented with an update to Port Code Section 4.37 on December 10th for a vote. We ask that you review the consequences of this update, specifically how it would apply to sailing clubs, prior to casting your vote.

While most all mariners believe fighting illegal chartering is a worthy cause, very few believe the new laws will be successful. The ordinance will no doubt create more layers of regulation and costs placed upon *already* current and legal Charter Operations. In the simplest of terms, illegal charters are *already* illegal, and placing more regulation on the currently compliant, does little to nothing to stop unlawful operations. The adverse consequences, which we will detail below, far outweigh any potential benefits the update may bring.

Harbor Sailboats is a sailing club that creates sailing access for 1,200 club members via beginner through advanced sailing lessons. The club's fleet consists of 35 recreational sailboats available for Bareboat Charter with friends and family. It is important to note that the club does not provide skipper or captain services; these charters are labeled "Bareboat" in accordance with the Shipping Code of Federal Regulations. No "tickets" or "seats" are sold by Harbor Sailboats. Without companies like Harbor Sailboats, boating is only available to those who can afford to purchase, moor, and maintain such a luxury. Harbor Sailboats makes affordable access possible to all who are interested in sailing. Harbor Sailboats has been operating under a sub-lease agreement from the Harbor Island West Marina since 1969. Charters through sailing clubs make up one of the largest demographics on the bay.

Some of the requirements laid out in the update to Section 4.37 may be achievable for some Charter Operators, but for recreational boaters who charter from a Sailing Club, these regulations are simply unrealistic. Harbor Sailboats believes it was not the Port's objective to regulate recreational sailors in such an invasive and potentially unconstitutional fashion.

Harbor Sailboats has made our club members aware of the pending regulations and below are their summarized unanimous objections:

Mandatory Manifesting:

The updated code requires that the operator, under penalty of perjury, provide a manifest listing each crew member and passenger's name, address, email address, and telephone number. This requirement is a gross invasion of their privacy, is completely unnecessary, goes above any United States Coast Guard requirement, and causes concerns relating to the Port's protection of this sensitive information. The extra effort required of Charterers to produce and properly file the documentation in multiple locations is cumbersome and unnecessary. Harbor Sailboats' role in collecting and ensuring compliance is an overwhelming burden considering 400+ individuals will board fleet boats in the span of a two-day weekend.

Display of Decals:

The updated code requires all Charter Vessels be identified by a physical decal. This decal tells each passing boat "this is a rental," but more significantly, it notifies the Coast Guard and Harbor Police of the same. This devalues the high-end experience that a member of a sailing club demands. Under the

proposed new regulations, chartered vessels are required to display a decal that opens them up to scrutiny and possible illegal law enforcement.

Consent to Boarding:

The new code requires "consent to boarding of a Charter Vessel at any time by the United States Coast Guard, Harbor Police, or District, for any reason relating to enforcement of any law." It is the belief of Harbor Sailboats, and its members, that this requirement is unconstitutional. While the Coast Guard has full authority to board any vessel at any time, the Harbor Police and District employees do not. Harbor Sailboats and its members believe this will violate the U.S Constitution's Fourth Amendment regarding unreasonable search and seizure without probable cause.

Increase in Costs

Sailing clubs exist as an affordable way to enjoy the lifestyle of sailing. In recent years the costs of marina slip rent, office rent, charter insurance, and wages have all increased thus making it even more difficult to keep Sailing Clubs affordable. If Section 4.37 were to be passed, clubs like Harbor Sailboats would be required to pay 35+ annual permit fees, 35+ security deposits and 35+ licensing fees in order to comply. These costs will unfortunately be passed onto the customer and may make sailing financially impossible. It is worth noting the Illegal Charter Committee has yet to publish the costs of permit fees, deposits, and licensing fees but is presenting Section 4.37 for a vote regardless.

Sailing in San Diego Bay has traditionally been an opportunity for local and out of county members to free themselves from the stresses of daily life while getting out on the water. Unfortunately, members will now be forced to collect and file the personal information of their entire crew, identify themselves as a charter boat via the decal, and waive their 4th amendment constitutional rights- all while paying more out of pocket. In addition to the overwhelming disappointment and objections from club members, and even before implementation of the code, many members have requested terminations of their membership as sailing in San Diego will no longer be an enjoyable process. It is important to note a great amount of our members reside outside of San Diego and have numerous sailing options in other locations. When these members visit, they book hotel rooms, eat at local restaurants, rent cars, shop in stores, and significantly support the local economy. Harbor Sailboats greatly fears the massive additional loss of business if the new regulations are approved.

Enclosed you will find approximately 175 letters of objection and requests for exemption from members of Harbor Sailboats. The update to Port Code 4.37 will have numerous adverse effects on the Port of San Diego, it's tenants, sub-tenants and the San Diego boating community at large.

Please vote NO to update Port Code Section 4.37 in its current form on December 10th.

Friday, November 15, 2019

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego, Unified Port District Board of Port Commissioners,

Port Code Section 4.37 fails to meet the Port's objective to combat illegal chartering in a number of fundamental ways, fails to even consider new types of businesses such as those enabled by the Internet, and provides no new or additional mechanisms by which illegal chartering would be detected or enforced, and places significant burdens on legal chartering operations without any public safety justification.

Furthermore, it fails to create any exception for public necessities such as sailing or boating schools. Training boaters in the proper and safe operation of power and sailboats is necessary, but Section 4.37 fails to create any specific provisions for this necessary public service and by omission sweeps sailboat schools and clubs into the same category as party boat and "booze cruise" operators. By disenfranchising sailing schools and clubs, it creates the unintentional consequence that a recreational private boat owner must acquire a boat before she learns how to operate it, thereby significantly decreasing safety on the Bay.

Indeed, it merely creates new and powerful incentives to use mechanisms such as Internet-based asset-sharing websites, joint/pooled private ownership, and other "off the books" mechanisms to circumvent this code in ways that the Port would not be able to detect or enforce against, thus increasing the number of unqualified and unscrupulous operators on the bay, and thereby decreases the safety and enjoyability of San Diego Bay. It is an obsolete and poorly thought-out mechanism that has zero chance of reducing illegal chartering and will instead strongly encourage it.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37. Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered.

I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37. Thank you for taking the time to understand my charter experience as a member of a sailing club.

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. It is critical to learn to operate and sail these vessels before purchasing them for private ownership, which this code as written strongly discourages.

My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

The Port has not indicated any justification for the need to receive these manifests from individual bareboat charterers such as myself, has not proposed how it will securely maintain the privacy of this information, and has not indicated how or even whether it will use this information.

Receiving charter manifests creates significant legal liability for the Port. Given the large number of Personal Information data breaches that have occurred and the lackadaisical manner (email) in which the Port has proposed to receive and store manifest information, I have no confidence that the Port is taking reasonable or adequate measures to protect my and my guests private information properly from data breach, which would ultimately make the Port liable for such data if it is stolen by hackers.

Data breach lawsuits currently value each individual's private information between \$2 and \$20 depending on the case. Municipalities and Government Agencies are not immune to these lawsuits. Should the Port fail in its duty to protect this information and allow hackers to steal it, the Port would be liable for at least millions of dollars in settlement costs for the victims that it will have created without reason.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny and potential discrimination.

This requirement will encourage charters who desire not to be identified as such to switch away from Port authorized and permitted charter operators to illegal charter operators who operate private vessels in an undetectable fashion and who find and book their charters online through applications that the Port has no visibility to and operate outside of the Port's possible jurisdiction. These operators having no a charter decal and having not consented to search, the Port AND Harbor Police would have no authority to stop and board such illegally chartered vessels without probable cause of the commission of a crime. The lower operating costs, inability to differentiate from private vessels, and avoidance of unnecessary stop and search are all powerful incentives that will expand the illegal charter operations in San Diego Bay—the exact opposite of the intent of these poorly thought out regulations.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a violation of my Fourth Amendment rights. Government agencies cannot require consent to give up a right in order for a person to avail themselves of a public common such as the Bay of San Diego. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

The Port has not provided any justification of why such random stop and search tactics would be necessary, how the search of permitted charters would in any way deter illegal charters, nor why decal identification of bareboat charters would be necessary or would deter illegal charter.

Indeed, the obvious result of these decals and the requirement for consent to search is that charters would be subject to random, pointless search, making charterers far more likely to seek out illegal charters. The Port's legitimate interest in vessel inspection, permit operation, &c. can all be managed by appointment without this broad overreach in enforcement powers.

Signed,

A handwritten signature in black ink, appearing to read 'M. Strebe', written in a cursive style.

Matthew Strebe
Member, Harbor Sailboats

CRAIG M ABENILLA

November 15th 2019

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have embraced, enjoyed and SUCCESSFULLY COMPLETED the American Sailing Associations following Course that were offered through Harbor Sailboats: ASA101 Basic Keelboat Sailing, ASA103 Basic Coastal Cruising & ASA104Bareboat Cruising. I am currently Studying for the ASA105 Coastal Navigation Exam and am enrolled in the ASA106 Advanced Coastal Cruising Program offered by Harbor Sailboats in March. I have also taken two Private Instructional Classes on Catamaran Cruising here in San Diego offered by West Coast Multihulls and have Captained a vessel on a Harbor Sailboat sponsored Flotilla in the BVI. I am a responsible and dedicated Sailor who values fair and equal access to boating opportunities here in San Diego. These successfully completed courses, from beginning to advanced sailing lessons, allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. By being a Member of a Sailing Club like Harbor Sailboats, their extensive fleet have allowed me to sharpen my experience on various makes, models, lengths and styles of sailing vessels. This is invaluable in comparison to owning ONE single vessel. I have chosen to be a Member of this outstanding club because of the variety of vessels, activities and education it offers. I have the financial means to purchase a vessel, but have decided, that as an eager Sailor looking to learn, that renting as many vessels as possible is the best way to gain experience. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

ENTHUSIASTIC EPISTEMOPHILIAC – SAN DIEGO RESIDENT – LIFE LONG THALASSOPHILE

CRAIG M ABENILLA

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my personal charter experience as a member of a sailing club, and an outstanding one at that; Harbor Sailboats.

Best –

A handwritten signature in black ink, appearing to read "Craig M. Abenilla". The signature is fluid and cursive, with the first name "Craig" being the most prominent part.

Craig M Abenilla

Neil A Alan
5992 Village Center Loop Road #4
San Diego, CA 92130
c: 860-262-0768
e: nalan@MercuryMemory.com

November 27, 2019

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

RE: Changes to Charter Sailboat Rules in San Diego Bay

Dear San Diego Unified Port District Board of Port Commissioners,

The City of San Diego already has a significant problem with class stratification. The number of multi-millionaires and billionaires in San Diego is staggering. While the upper middle class are still driving Honda and Ford sedans, the number of Maserati, Porsche and Tesla's continue to grow. I've been a sailor for the last forty years of my life and while owning a sailboat in New England may be an option, owning a boat in San Diego is simply out of my reach. As a member of the Harbor Sailboats Club I am able to sail once or twice a month for an affordable amount of money. The boats are well apportioned, safe and beautiful. Your proposal for manifesting and labeling the charter boats will only exacerbate the economic stratification of San Diego and make sailing with the elite boat owners more difficult for the middle class.

My sailing club has made me aware of proposed charter regulations that will significantly affect my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience, increasing my costs and further stratifying the economy in San Diego.

I cannot express in any stronger terms how much I disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. It is NOT necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required to produce and properly file the documentation in multiple locations is cumbersome, unnecessary, overly burdens me as the consumer as well as violating the privacy of me and my passengers.

The requirement for charter vessels to display a decal is paramount to apartheid photo id's and will only further ostracize the middle class from the elite in San Diego. This rule seems to be specifically designed to alienate the middle class from the elite and further stratifies the economic classes in San Diego. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks to announce to the elite class of boaters I am not a boat owner and further announce I'm an unwanted guest in the world of the elite class in San Diego. The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny and further separating the middle class from the San Diego elite. Has

San Diego decided to further discriminate against people of means who do not belong to the class of the San Diego elite?

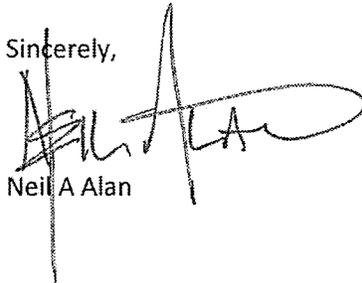
The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a violation of my Fourth Amendment rights against unreasonable search and seizure. While I know, understand and agree the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Please do not contribute to the further stratification of the classes in San Diego and put unnecessary burden on the charter captains. Thank you for taking the time to understand my concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Neil A Alan". The signature is stylized with a large, sweeping flourish that extends to the right and loops back under the name.

Neil A Alan

cc: Harbor Sailboats

NAA/sv

Harbor Sailboats

From: herk@habuildersinc.com
Sent: Friday, November 15, 2019 3:45 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: New Charter Law San Diego
Attachments: New Charter Law.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Port of San Diego:

Please find the attached letter opposing the new proposed code changes to charter boats in San Diego. I have been a member of Harbor Sailboats for the past 5 years where I have completed courses AS101, AS103, AS104 and AS114. I take offense to the newly proposed changes. I have been sailing in San Diego Waters since 1984 and have seen many reckless boats on the water. I would think that due to the nature of Harbor Sailboats and their charter practices that the people who use this service are more qualified boaters than most boat owners and recreational craft on the water. This charter demands you pass basic boating skills and practices before you can charter a boat from them. They further encourage you further your education to become a more seasoned sailor and thus being more safe on the water.

The proposed code changes if any should put the responsibility on boaters that are not experienced with no formal training.

Also the fact that I cannot take out a guest on a boat without registering is an act against my privacy and the privacy of my guests. I understand that if I were going into Mexican waters I would want to register with the consulate and let the coast guard no in case of emergency in an area not so safe. But to impose these regulations in Free America is really uncalled for and unconstitutional. To put a target on a charter boat with a decal and allow unlimited boarding for no specific reason when the Coast Guard has this right already is also an infringement on my privacy. I am not sure where the Port will raise the monies to monitor these actions and filings along with the extra costs for the Charter Companies to file and monitor this. More governmental regulations means more tax and less privacy in a world where our cyber society has stripped us of our privacy. I oppose these code changes and promote Safe and Private Boating.

Respectfully,

Herk Alcaraz
President

H.A. Builders Inc.
14796 Wild Colt Place Jamul, CA 91935
619-654-1056 cell
619-669-1183 office
619-669-1182 fax
herk@habuildersinc.com



Harbor Sailboats

From: Steve Charron <SJCharron@yahoo.com>
Sent: Wednesday, November 27, 2019 4:52 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: New Charter Regulation Concerns with Port Code Section 4.37
Attachments: Port Commission Letter.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I spend multiple weekends each year in the San Diego area enjoying sailing out of the Sailing club. My membership in the Sailing club is why I come to the San Diego area. I usually bring friends and between the boat rentals, hotel stays, shopping and dining, I would estimate we contribute well over \$10,000 to the local economy each year. Frankly, if the cost, needless bureaucracy and invasion of privacy that these proposed rules will create occur, I will probably move my sailing adventures to a different and more friendly location in Southern California. Attached is a signed letter with more details on my objections.

Regards,

Steve Charron

Chandler Arizona

Harbor Sailboats

From: blue mist <bluemist@live.com>
Sent: Sunday, November 17, 2019 4:24 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats; Keenan Hirsh
Subject: OBJECTION and SUGGESTION to the proposed Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the American Sailing Association and also member of San Diego's established and reputable Harbor Sailboats Sailing Club, who enjoys affordable boating in San Diego Bay. The sailing club provides me with access to beginning through advanced sailing instruction which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing costs.

I particularly and strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses.

I am fully supportive of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Suggestion: We have already a boating check-out, check-in document which covers a few boat condition points, certified by the skipper. It would be EASY to add a brief declaration by the skipper that the boat charter is not conducted for hire to our guests, and note the number of guests in addition to the skipper. We could add also a reasonable skipper responsibility statement.

Any legitimate authority is welcome to board my boat.

Sincerely,
joe delvecchio
bluemist@live.com

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

P.O. Box 2877
Redmond, WA 98073
206.930.0354

22 November 2019

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I have been an out-of-state member of the Harbor Sailboats Sailing Club for over 20 years. When I started my membership, I completed every sailing class that was offered at the time from Basic Keelboat through Advanced Coastal Cruising. While learning and in the years since then, I have spent many wonderful days sailing in the bay and making slightly longer trips to other destinations in southern California.

Recently, my sailing club has made me aware of proposed charter regulations, San Diego Unified Port District – Port Code SECTION NO. 4.37 – REGULATION OF CHARTER VESSEL OPERATIONS IN SAN DIEGO BAY AND DISTRICT TIDELANDS, which I believe will significantly impact my personal privacy, likely violate my constitutional rights, and adversely affect my sailing experience.

Because I must travel a significant distance from my home in Washington to sail in San Diego, I have a very limited schedule in which to engage in the actual sailing activity. Since I want to maximize my time on the water, I strongly disagree with the requirement for mandatory manifesting. Not only is it a gross invasion of my privacy, but the practical implementation of having to file the documentation in multiple locations will likely reduce the time that I am able to sail. Furthermore, most members of my crew take privacy very seriously. Having to provide the information required in §4.37 for no practical reason will be UNACCEPTABLE to them. This will make obtaining crew more difficult. If I can't obtain crew, I can't sail. It simply isn't necessary for the Port of San Diego to know the residences of my guests, their phone numbers, and their email addresses.

For reasons similar to those above, I simply cannot agree to the requirement that Charter Vessels display an identifying decal and the requirement that I must consent to boarding by the Harbor Police and other Port Authorities. Besides being a violation of my Fourth Amendment right, the possibility of abuse and harassment (although perhaps well-intentioned) is likely. The Police have no right to pull over a motorist without probable cause, why should we relinquish that right while on the water? While I know and understand the United States Coast Guard may board at any time (e.g., to ensure that required safety equipment is on board), the same power is not granted to any other authority. Without probable cause, my chartered vessel should not be subjected to random boarding or searches.

I actually had to ask Harbor Sailboats what an 'illegal charter' was. And, although I generally support the Port's efforts to combat illegal charters, I cannot support doing so in the method described in Port Code Section 4.37. There are some very real practical questions the Port should consider before adopting such

rules. For example, execution of the program is predicated upon (self-)identification of 'charter' vessels via the 'decal' as described in §4.37. Vessels without decals will not be subjected to random boarding or searches, nor will non-decaled boats' crews be subjected to manifest requirements. So, the Port's ability to enforce the rules will be limited to those boats, organizations, and individuals who will comply with the rules no matter how inconvenient they may be. Unfortunately for the Port, these are the very same organizations and individuals who are already complying with the rules as they currently stand. If the main goal of §4.37 is to 'reduce illegal charters,' the proposed methods simply will not meet that goal. 'Illegal charters' will not decal, not manifest, and won't have to comply with random Port searches and boardings.

In closing, I would like to remind the port that as an out-of-state member of Harbor Sailboats, when I do sail in San Diego, I (and my crew) also spend a significant amount of money on restaurants, transportation, lodging, and entertainment during our trips. If these rules go into effect, I will likely end my relationship with Harbor Sailboats and stop visiting San Diego to sail. This is not an idle threat; I will simply sail somewhere else. Perhaps the financial contribution of one person (and their crew) to the San Diego community is inconsequential, but the Port needs to understand that there will be unintended and unfortunate consequences if the rules described in §4.37 are enacted. And, by my reckoning, very little will be gained in an attempt to curtail 'illegal chartering.'

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew Elliott". The signature is fluid and cursive, with the first name "Andrew" written in a larger, more prominent script than the last name "Elliott".

Andrew Elliott

November 25, 2019

San Diego Unified Port District Commission
3165 Pacific Highway
San Diego, CA. 92101

Board of Commissioners,

My wife and I are members of the Harbor Sailboats Sailing Club. We joined this club so we can enjoy the sport of sailing on the San Diego Bay at an affordable cost through a club that promotes responsible boating. We have taken classes to obtain certification for operation of various types of sailboats ranging from 22' to 51'. Due to the high costs of purchasing, maintaining, and mooring a sailboat, joining a club such as this is the only way for the average person to enjoy the sport of sailing on the beautiful San Diego Bay.

Our club has made me aware of your proposed new charter regulations, and they will impact our enjoyment of the sport of sailing in San Diego. They will also infringe upon our privacy and the privacy of our guests if they are required to provide the specified information. More importantly, they will also violate the Fourth Amendment Rights of all persons on charter boats boarded by any agency other than the Coast Guard conducting a routine safety inspection. Law enforcement agencies may not stop or board a boat, and certainly may not conduct any search of the boat, absent probable cause of a crime justifying that search. Under the 1968 Supreme Court Case Terry v. Ohio, a person also does not need to show identification to law enforcement, absent the Reasonable Suspicion the person is involved in criminal activity. These are basic rights of every American, and we certainly will not sign them away in order to justify proper collection of charter fees on the bay.

One of the reasons we joined this club is it is reputable, and we have an expectation that they pay all proper fees required to operate their charter boats and business. Our identification is on file with the club, and the Captain of Record for each charter is on file with them each time a boat is taken out. If there is a particular problem reported with any boat, it is very easy for the Club to identify the Captain of Record and hold them responsible. Filing any additional manifests or identification to the Port of San Diego would be cumbersome and time consuming. This would infringe on the time we get to spend on the water, and is not something required of other people operating boats on the Harbor.

The Harbor Sailing Club stresses safety in their classes and when renting boats. This includes discouraging the use of alcohol or drugs when operating their boats. The crew on the docks are vigilant in checking for this, and this is a commendable effort for safe boating. That being said, not every member of the general public operating private boats or watercraft on the Bay is this vigilant. Every boater can tell stories about unsafe operation of boats or watercraft by intoxicated persons on the Harbor that nearly caused accidents. I would think the time of law enforcement and security would be better spent enforcing these types of legal violations on the Bay than looking for licensing violations in order to generate revenue. Should your new charter regulations pass as I am reading them, we will stop sailing on the San Diego Harbor. As much as we love it, there is nothing worth sacrificing rights afforded to others as a penalty for enjoying a sport.

Thank you for your time.

Jeff Kaye



President, School Safety Operations Inc.
1501 San Elijo Rd. South, Suite 104-431
San Marcos, CA. 92078
(775) 233-8317
jeff@schoolsafetyops.com

Harbor Sailboats

From: Samuel Klimas <samuel.klimas@gmail.com>
Sent: Thursday, November 14, 2019 4:26 PM
To: Charters
Cc: Harbor Sailboats; Lizbeth Klimas
Subject: Port Code 4.37

Follow Up Flag: Follow up
Flag Status: Flagged

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

In closing, this is a slippery slope your embarking on. I understand the need to control these illegal charter boats but, by implementing this new code you are restricting the majority of us who follow the current laws. One possible solution is

to increase the severity of breaking the current laws on the books. Maybe a \$10,000 fine with possible jail time or boat impounding. Increase the penalty of the current laws on the books, then hold the violators accountable. Once the word gets out that you could lose your boat if you're caught, boaters will fall in line.

Just because you have some bad apples out there, doesn't mean you should cut down the apple tree!

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,
Samuel Klimas

Harbor Sailboats

From: Matt Kurtz <Matt@snipesdye.com>
Sent: Wednesday, November 20, 2019 9:59 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Port Code Section 4.37 proposed regulations
Attachments: 20191118100751.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

To whom it may concern,

Please find my concerns and opposition regarding the proposed charter regulations being considered by the Port District attached. I oppose these proposed regulations as they are unreasonable and unnecessary. The Port, Harbor Police, and Coast Guard protect our waters and combat illegal charters is fully supported and exemplary, but this does not help. These proposed regulations will do little but increase costs to the Port, businesses, and the public. These increased cost will ultimately be realized by the public and potentially put boating out of reach for many who currently enjoy one of the most enjoyable activities San Diego has to offer. I see little benefit to how a manifest with my guest's personal information will improve my experience and/or regulate the charter operation? People who are currently operating illegal charters are not going to suddenly comply because of increased regulation, if anything, these imposed regulations will likely create an increased number of illegal charters willing to take the risk; perhaps a better way to harness the illegal charters need consideration rather than a blanket "ding" to the boating community at large.

I urge the Port and the Illegal Charter Coordination Committee to look for better solutions to the problem of illegal charters, and appreciate the opportunity to provide input on this matter.

Respectfully,

Matt Kurtz

Harbor Sailboats

From: Phil Lane <Phil@LaneGang.com>
Sent: Monday, November 18, 2019 5:29 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code Section 4.37
Attachments: SD Port Dist Commission Lane Letter.jpg

Follow Up Flag: Follow up
Flag Status: Flagged

San Diego District Board of Port Commissioners,

I'm writing you today to share my opinions on the referenced new Proposed Port Code Section 4.37. Attached, I have a letter signed by me.

In addition to my letter I will share some other thoughts as a member of the Harbor Sailboat Sailing Club. Please think about these proposed regulations from the perspective of a Sail Club Member:

- Part of the Sailing experience is the fun of sharing with others. Many times as the Captain/Organizer I sail the harbor on short notice. It would be almost impossible to round up a crew, and complete the proposed manifesting in time to get on the water. Let me give a corollary from our recreational beach friends: You may be a surfer, or know of a surfer here in San Diego. Think what it would be like to kill the spontaneity of the phone call: "Surf's Up". Imagine what it would be like to wait for a proposed manifesting to process before surfing was allowed. The proposed manifesting requirement appears to have been written by someone not familiar with how recreational sailing works at the grass roots level.
- When I sail the harbor in a club boat my crew and I treat the vessel as if it were mine. As much as we hate the thought, have you ever seen a rental car or out of state vehicle treated differently by others on the road? Have you avoided or silently scolded a "driver's training" vehicle on the road? If your answer is no, sadly you are in the minority. Please don't tag our fleet of sailboats with decals.
- Displaying a decal and consenting to boarding by the Harbor Police and other Port Authorities is an open invitation for those organizations to "practice boarding". We understand the Coast Guard always reserves the right to board. Typically, they watch and observe our sailing skills and boat seaworthiness. They are there to help – not obstruct a great sailing experience on the harbor.
- Any or all of these proposals adds extra time and costs constraints to the experience of sailing in San Diego.

Please review the regulations with a recreational sailor's experience in mind. There must be other ideas that will combat illegal charters while exempting sailing clubs and members from these unintended consequences.

Please feel to email or call with questions,

Thanks,

Phil Lane
503-577-5260

Harbor Sailboats

From: karl hightechknowledge.com <karl@hightechknowledge.com>
Sent: Thursday, November 14, 2019 4:22 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code Section 4.37 Update
Attachments: Port of San Diego Update.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sir, Madam,

Please review the attached. If you feel I have been ill-informed of the proposed update please let me know and provide specific information and descriptions of the facts.

It appears that the goal is to mitigate illegal charter activity. If so, imposing additional requirements on existing bona-fide businesses, who already have business licenses, vessels titled and insured for rental, and a physical presence in your jurisdiction, should be exempt from these additional requirements.

Kind Regards,

Karl Ludwig

Harbor Sailboats

From: Tom Martin <tommartinpro163@gmail.com>
Sent: Sunday, November 24, 2019 8:19 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed charter regulations Port Code Section 4.37
Attachments: SD Port Requirments.docx

San Diego Unified Port District Commission 3165 Pacific Hwy San Diego, CA 92101

Dear San Diego, Unified Port District Board of Port Commissioners, I am a member of the Harbor Sailboats Sailing Club and an owner of one of the chartered sailboats. I have been a sailor in San Diego for more than 9 years. Affordable boating on San Diego Bay is one of the reasons I live here. I started my sailing experience here as a member of the Harbor Sailboats Sailing Club with very beginner classes and later advanced thru all levels, including a US Captains license.

My sailing club has made me aware of proposed charter regulations that will significantly impact the value of my boat in charter, my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my boat and the experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches. I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Respectfully,

Tom Martin

Harbor Sailboats

From: Marv McCarthy <marv.mccarthy@gmail.com>
Sent: Saturday, November 23, 2019 10:00 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Charter Regulations -- Opposed!

Importance: High

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Port Commissioners,

I am writing you today in two capacities. First, I am an active member of Harbor Sailboats at Harbor Island West Marina. Second, I am also a private boat owner. I would like to formally register my opposition to the new proposed charter requirements in both of these capacities.

As a Harbor Sailboats member, I am submitting the letter below that describes my concerns and opposition in more detail. As a boat owner, let me offer the following additional thoughts.

As of October 15th, I'm the proud owner of Kayleigh. Kayleigh is a 34' Beneteau Sloop. As part of my purchase decision, I also decided to charter my boat occasionally, using Harbor Sailboats as my exclusive management agent. Since I live in Arizona, this allows me to have my boat maintained by a professional staff at all times, as well as allowing me to offset my costs of sailing, so that I can enjoy my boat in a more cost effective manner.

That said, however, I am planning on using Kayleigh extensively in a private capacity for my own family and friends. When I'm on board as the owner, these regulations a) do not apply to me; b) I believe are a real invasion of my privacy; c) incorrectly identify me through use of the "decal" as a rental boat when in fact I am on board as the owner; and d) incorrectly subjects me to additional paperwork requirements, and certainly if I'm boarded to having to unnecessarily explain myself either to the USCG or the Harbor Police.

Here is a case in point for you to consider — last weekend I commissioned Kayleigh, and both my boys and their wives came over from Arizona for the weekend. We sailed together as a family all day Saturday and Sunday. If I had a charter decal on my boat, how am I supposed to respond in that case if I'm boarded? In addition to the points mentioned above, I don't have a manifest since it is my family and not a charter, so I'll have to spend extended time explaining to either USCG or Harbor Police that this is my boat?? Not to mention the time and inconvenience (and I believe unconstitutionality) of boarding my boat as a "charter" when I'm a private owner? I believe this is both overkill and completely inappropriate in this instance.

In my experience, most problems like this (whether in business or personal life) are caused by a small percentage of unscrupulous people who make it hard on the professional and legitimate operators. Certainly there must be a more effective way to crack down on this minority, rather than penalizing the legitimate charter companies in the port. In addition, I'm sure Harbor Sailboats is not the only club who has private boats in their fleet. As expressed, these regulations clearly cross over to affect private owners and not just the clubs or charter entities.

Two thoughts in closing...

First, I want to commend the Port for their excellent management of the bay overall. I am new to sailing and boat ownership, but throughout this year as I have been getting increasingly involved, I have been very impressed with the professionalism, cleanliness of the bay and courteousness of those I have had dealing with in managing this resource. Especially considering the fact that San Diego is such an active port, with extensive military, commercial and private concerns juxtaposed together.

Second, please reconsider these regulations. I believe there must be a more effective and less expensive way of cracking down on the concerns about illegal charters.

Please feel free to contact me by telephone or e-mail if you would like additional feedback. I will make myself available at any time to be part of this process if it is helpful. My contact information is below.

Thank you for your consideration of my input.

Regards,
Marv McCarthy

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Marv McCarthy
Kayleigh Ventures LLC
1 North 1st Street, Suite 700
Phoenix, AZ 85004
480-272-5200
marv.mccarthy@gmail.com

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Please keep in mind the majority of people at clubs like Harbor Island Sailboats are going out for a 2-3 hour sail in the harbor with 2-4 people on very small boats. Not only is running an illegal charter operation unlikely on these boats, it is in the interest of the club to actively seek out and stop these activities if they were to take place. I strongly believe that the mandatory manifesting is a gross overreach and any benefit seen is not worth the cost and inconvenience it places on individuals. Not even the FAA requires this level of documentation for domestic charter operations.

Thank you for your consideration.

Kind Regards,
Eric Metz



Harbor Sailboats

From: steven.j.meyer@cox.net
Sent: Saturday, November 16, 2019 9:26 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: My opposition to the new proposed Charter law: Port Code Section 4.37
Attachments: SD Charter Law Change Letter - SJM.pdf

Hello,

Please see the attached letter allowing me to express my concern over the proposed Port Code Section 4.37 law. While I support efforts to reduce illegal charters, the new regulations will invade the privacy of me and my guests, diminish my luxury charter experience, make me suspect to a possible unconstitutional boarding, and increase my costs.

Regards,
Steven J Meyer

Harbor Sailboats

From: susan oneill <sueoneillj@gmail.com>
Sent: Friday, November 15, 2019 11:54 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Opposition to New Charter Regulations

Follow Up Flag: Follow up
Flag Status: Flagged

To: San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

From: Tom and Sue O'Neill
8491 Sugarman Drive
La Jolla, CA 92037

Dear San Diego Unified Port District Board of Port Commissioners,

We frequently sail with friends and relatives in the San Diego area through Harbor Sailboats, which has made us aware of proposed charter regulations that will violate our and our loved ones' constitutional rights.

Among other indignities, the new regulations allow agents to board any charter vessel and ask the people aboard for identification. These regulations are clearly intended to discriminate against people of "foreign" appearance under the guise of deterring "illegal" immigration.

When sailing, we are frequently accompanied by our nephew, who serves with the U.S. Navy on Coronado Island. We fear that our nephew and many other people of Latino origin will suffer harsh discrimination if these proposed regulations pass.

The requirement that we must consent to boarding by the Harbor Police and other Port Authorities is a violation of Fourth Amendment rights under the Constitution. While we know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, chartered vessels should not be subject to random boarding or

searches. We also believe that the requirements of manifests and decals unfairly burden charter sailors.

For all of these reasons, we strongly urge you not to pass these egregious regulations.

Sincerely,

Tom and Sue O'Neill

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

November 15, 2019

To: San Diego Unified Port District Board of Port Commissioners

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. Additionally, these new rules would adversely affect my sailing experience while also increasing my costs. I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

My specific concerns are as follows: I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. The extra effort required for me to produce and file the documentation properly in multiple locations is cumbersome and unnecessary. Perhaps more importantly, I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. Given the unfortunate reality these days of criminals hacking databases, it is reckless for organizations and governmental departments to collect information which, in the final analysis, they do not need. I am a 38+ year veteran IT professional who has consulted on IT security issues world-wide. No computer system is 100% immune from hacking. Period. Do not collect information you do not need to fulfill your governmental mandate.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of the Fourth Amendment of the United States Constitution. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding nor searches.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

I am aware you may receive letters similar to this one. That in no way diminishes my concern and opposition to the proposed regulations. Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,

Victor T. Peltz
Carlsbad 92011

Harbor Sailboats

From: Fernando Perez <fernando@pinnacledealersolutions.net>
Sent: Monday, November 18, 2019 4:14 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: *Strong Objection- Proposed Port Code Section 4.37
Attachments: I Object to Section 4.37.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Greetings, I am **very** strongly opposed to this new proposed regulation, it would materially affect the rights of law-abiding boaters and be a serious invasion of privacy without cause. You could simply increase the amount of Policing done on the waters in the Bay and surrounding waters and have the same effect without the financial impact of disincentivizing boaters by diminishing the Boating experience. This appears to be a heavy-handed political move that infringes on numerous personal rights and seems consistent with our current White House Administration's policy of intolerance by creating a police state and all that this country stands for.

Please see attached signed letter so you can record my opposition, please note myself and other well-funded Boaters will support a vigorous legal challenge to this unnecessary regulation.

Fernando Perez, AFIP
Pinnacle Dealer Solutions, LLC
415-238-3418 C
415-729-1322 F
CA Lic#0I70146
Fernando@PinnacleDealerSolutions.net
www.pinnacledealersolutions.net
<https://www.linkedin.com/company/pinnacle-dealer-solutions>

"No one cares how much you know until they know how much you care."



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Harbor Sailboats

From: chilibaron@cybermesa.com
Sent: Sunday, November 17, 2019 10:07 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: User Protest of Proposed Port Code Section 4.37 Update

Follow Up Flag: Follow up
Flag Status: Flagged

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights.

These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal.

Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

I have been a member of the Harbor Sailboats Charter Club for nearly 10 years and hope to be able to continue the experience of Sailing in the ocean waters off of San Diego Bay as a free citizen and not as a criminal suspect.

I have been celebrating my birthday each of these 10 years with a sailing day in December, this year I will be celebrating my eightieth.

I have never been made aware that "Illegal Charters" are a problem that demand such a totalitarian solution. I would like to receive verified information that such a problem now exists or has existed in the past. I was raised in San Diego and have enjoyed Sailing since my youth and have never heard that there was an "Illegal Charter Problem"

Would such a law be applied to automobile rentals that would require all rental cars to have a large decal identifying the car as a possible suspect illegal use to be subject to arbitrary stop and frisk?

Creighton Robinson

78A E Arroyo Alamo
Espanola NM 87532

505 753 4634
505 629 3445

chilibaron@hotmail.com

Harbor Sailboats

From: Vanessa Springett <vspringett9@cs.com>
Sent: Tuesday, November 26, 2019 1:33 PM
To: charters@portofsandiego.org; Harbor Sailboats
Subject: proposed charter restrictions - I do not agree with these new regulations
Attachments: charter restrictions.docx

Follow Up Flag: Follow up
Flag Status: Flagged

Dear San Diego Unified Port District Commission:

I have been sailing with Harbor Sailboats for over 20 years. I feel proposed new charter regulations are really an invasion of my privacy, and the privacy of my crew. I'm happy to provide the club with my name, address, and phone, each time I rent a boat from them; To ask this, each, and every time I sail with friends, that they do the same, is invasive and obtrusive, not to mention a pain in the neck.

Please see my attached letter confirming that my beliefs and wishes align with those of Harbor Sailboats, and most if its members, regarding this topic.

Thank you.

Sincerely,

Vanessa Springett

Mortgage Loan Specialist

Cell: 858-722-5626

Direct Line: 858-625-8533

Fax: 858-554-0517

Avalon Mortgage Corp

5060 Shoreham Place, Ste 320

San Diego, CA 92122

BRE# 01192534 NMLS# 252171

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Harbor Sailboats

From: Dan Thompson <danthompson360@gmail.com>
Sent: Friday, November 15, 2019 7:34 AM
To: charters@portofsandiego.org
Subject: Me and My Family's Opposition to Proposed Port Code Section 4.37
Attachments: ThompsonSailingLetter.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Good Day,

I hope you are well. As an avid sailor and public servant promoting the rule of law, I strongly believe Proposed Port Code Section 4.37 not only places an unreasonable burden on recreational sailors like myself, my family, and my sailing club, but will treat us as if we are all guilty until proven otherwise of illegal charter operations. It's a fundamental encroachment on our constitutional right to life, liberty, and the pursuit of happiness. Sailors are already heavily regulated, but also highly disciplined and good stewards of our waterways. While there may be an impression that sailors are able to handle new regulation because of their perceived resources, it is often the case in sailing clubs that friends and family participate in sailing clubs because of their affordability. If it were not for my sailing club, Harbor Sailboats, I simply would not be able to sail.

As a combat veteran, I have been impressed with my sailing club, Harbor Sailboats, and its strict adherence to Port Codes, USCG regulations, training, and environmental stewardship. Their high standards and strict enforcement of the rules makes them an ally of the Port of San Diego, not an organization to be burdened with meeting a high threshold of regulation without cause.

I firmly believe that the best way to address the Port's concerns about illegal charters and migrant smuggling is to use smart policing - an intelligence-driven, risk tiered, and proportional model that takes offenders and prosecutes them publicly to make an example of them. That would be the greatest deterrence.

Many thanks,

Dan Thompson
202-812-6390

Dr. Mark S. Zecca



853 Hidden View Lane Escondido, CA 92027
760-291-1176
Mark.zecca@yahoo.com

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District, Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I am an American Sailing Association certified Inland and Offshore Captain with other certifications in beginning through advanced sailing that allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. I am also a retired US Coast Guard Officer, with 34 years of service. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights and the rights of others; along with possible violations of Federal Law. These new rules will adversely affect the sailing experience of myself and my fellow sailors, while also increasing our costs, with little derived benefit to the general public.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary. Additionally, I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny along with a certain amount of embarrassment and possible ridicule from other sailors.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities without probable cause is a violation of my Fourth Amendment right and disregards the specific meaning of 14USC89. While I know intimately that the United States Coast Guard may board a vessel at any time for safety as well as for law enforcement, the Commandant and the Captain of the Port, Sector San Diego has not granted that power to any other authority. Without probable cause, my chartered vessel cannot be subject to random boarding or searches. To do so places the non-Coast Guard authorities in jeopardy of criminal assault, attempted malicious prosecution, and criminal as well as tort violations of Federal Law.

I am a supporter of the Port's efforts to combat illegal charters, but not through additional illegal efforts and actions that are deleterious to those that it is supposed to protect, as prescribed in the fashion detailed in Port Code Section 4.37. Imposing new fees and restrictions on the many sailing club members of San Diego, appears to be an unintended consequence of this code that



attempts to thwart the few that violate it. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant agreement from Port Code Section 4.37. Better yet, I urge the Port to find a more practical approach to limiting illegal Charters than increasing the costs and the bureaucracy of those citizen sailors that follow the law and to whom the Port Code is designated to support.

I appreciate you taking the time to understand my position and charter experience as a San Diego sailing enthusiast and member of one of San Diego's premier sailing clubs.

Sincerely,



Mark Zecca
Captain, USCG (ret)



San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Respectfully,


Herk Alcaraz
14796 Wild Colt Place, Jamul, CA 91935
herk@habuildersinc.com
619-654-1056

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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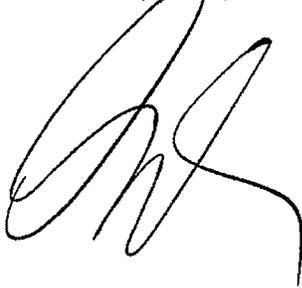
The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

GREG AUSTEN

A handwritten signature in black ink, appearing to read "Greg Austen", written in a cursive style.

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

= James Pederson 11/18/19

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Harbor Sailboats

From: Amanda Armstrong <amandahorvat@hotmail.com>
Sent: Wednesday, November 27, 2019 7:24 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed charter regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Amanda Armstrong
1050 Island Ave
San Diego CA 92101

Harbor Sailboats

From: RICHARD L BARNES <BARNESR_5@msn.com>
Sent: Thursday, November 28, 2019 2:09 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Charter Passenger Registration

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary. **A crew manifest is already required and kept at the Harbor Sailboats office.**

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Richard Barnes
520 370 9646
Barnesr@asme.org

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Ted Barton

A handwritten signature in black ink, appearing to read 'Ted Barton', written in a cursive style.

Harbor Sailboats

From: Edward Bass <ebass@inovadx.com>
Sent: Thursday, November 14, 2019 4:09 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Objection to mandatory manifesting regulation

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commi

I am a member of the Harbor Sailboats Sailing Club who e
have access to beginning through advanced sailing lessor
and models of recreational sailing vessels ranging from 22
proposed charter regulations that will significantly impact r
constitutional rights. These new rules will adversely affect
costs.

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scrutiny.

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possible violation of my Fourth Amendment right. While I k
Guard may board at any time, the same power is not gran
cause my chartered vessel shall not be subject to random

Edward Z. Bass
Marketing Manager, Systems

ebass@inovadx.com
9900 Old Grove Road
San Diego, CA 92131
C 1-858-610-7710

T 1-858-586-9900*1274

November 14, 2019

Owen Bowers, M.D.
655 Columbia St #409
San Diego, CA 92101

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi - vessel recreational sailing clubs and schools operating under a sub - tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,

A handwritten signature in black ink, appearing to be the initials 'OB' with a stylized flourish extending to the right.

Owen Bowers

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I have been a member of the Harbor Sailboats Sailing Club at various times over the past 45 years. I joined Harbor Sailboat to learn how to sail and continue to charter quality sailboats to enjoy an affordable boating experience on San Diego Bay. I have taken a full range of beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary. Can you imagine having to declare your passenger list, including names, phone numbers, and addresses, to the Port when you rent a car from the airport? I already provide a Sail Plan to Harbor Sailboats listing my passengers by name to support the Coast Guard in case of a rescue. That is enough.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental", generally a sign of disrespect. The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches. This requirement is setting up a police state just for boaters. It assumes boaters are criminals, but without cause.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37. This problem is not terrorism or drug/human smuggling. The solutions should be tailored to the scale of the problem.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for your time to understand my charter experience as a member of a sailing club.

Regards,
John Breen, jsbreen@yahoo.com

 11-20-2019

November 26, 2019

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,



T.J. Brown

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am not a resident of California, and the only dollars I spend in California is sailing in San Diego. If the proposed rules go into effect, I will reconsider my future travel plans.

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

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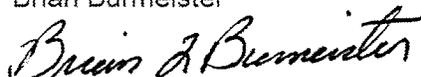
The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,
Brian Burmeister



Harbor Sailboats

From: Nick DeLuca <n.j.deluca2012@gmail.com>
Sent: Saturday, November 16, 2019 9:50 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: I object to Section 4.37
Attachments: I Object to Section 4.37.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Hello,

Please find my attached letter expressing my concern about the recent proposal Section 4.37. Furthermore, I believe this club brings a great deal of economic activity to the San Diego waterfront that would be greatly curtailed if such onerous regulations were applied to it. Thank you.

Semper Fi,
Nick DeLuca
479.531.1281

Harbor Sailboats

From: Steve Christian <steve.christian1959@gmail.com>
Sent: Friday, November 15, 2019 12:08 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Objection to potential new charter regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy and that of my guests. I don't believe it is in any way necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Regards.

--

Steve Christian
+1 619 518 3009

Harbor Sailboats

From: Leo Conboy <lconboy@cox.net>
Sent: Sunday, November 17, 2019 8:30 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Concerns about Proposed Charter Regulations

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right.

While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

-Leo Conboy
1239 Holmgrove Drive
San Marcos, CA 92078

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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Thank you for taking the time to understand my charter experience as a member of a sailing club.



Robert Copeland

11-20-19

Harbor Sailboats

From: Patrick Crisp <prcrisp988@gmail.com>
Sent: Thursday, November 14, 2019 4:56 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Patrick Crisp (sailor for 30+ years)

Harbor Sailboats

From: Michelle Crosby <michelle.crosby@gmail.com>
Sent: Saturday, November 16, 2019 2:35 PM
To: charters@portofsandiego.org
Subject: Possible Charter regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Michelle Crosby
michelle.crosby@gmail.com
310.953.7691

Harbor Sailboats

From: Dick Crowley <dcrowley@kitchell.com>
Sent: Friday, November 15, 2019 11:49 AM
To: charters@portofsandiego.org
Subject: SECTION NO. 4.37 – REGULATION OF CHARTER VESSEL OPERATIONS IN SAN DIEGO BAY AND DISTRICT TIDELANDS

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Dick Crowley



Richard M Crowley Jr., Senior Vice President
Kitchell Contractors Inc.
9330 Scranton Road, Suite 100
San Diego, California 92121
O: 858.947.5176 | C: 602.550.5685 | F: 858.724.2760
Follow us: [Facebook](#) | [Twitter](#) | [LinkedIn](#) | [KitchellProgress.com](#)

Harbor Sailboats

From: John Dalessio <jackdalessio@me.com>
Sent: Thursday, November 14, 2019 5:25 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: New Regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Harbor Sailboats

From: Capt BJ Danforth <danforthbj@gmail.com>
Sent: Tuesday, November 26, 2019 1:36 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Opposing New Charter Regulations

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

R/S,
BJ "Gazer" Danforth
Marine Aircraft Group 11
Aviation Safety Officer
(W) 858-577-6405
(C) 608-797-0297
brian.danforth@usmc.mil
danforthbj@gmail.com

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

A handwritten signature in black ink, reading "Peter M. Davalos". The signature is written in a cursive, flowing style with a large initial "P" and "D".

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Harbor Sailboats

From: Todd Donahue <tdonahue.sd@gmail.com>
Sent: Tuesday, November 26, 2019 1:57 PM
To: Harbor Sailboats; charters@portofsandiego.org
Subject: Proposed Charter Regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Todd Donahue

Harbor Sailboats

From: Shelby Dunn <shelbydunn@icloud.com>
Sent: Tuesday, November 26, 2019 6:25 PM
To: Harbor Sailboats
Subject: Charter Law

San Diego Unified Port District Commission
[3165 Pacific Hwy](#)
[San Diego, CA 92101](#)

Dear San Diego Unified Port District Board of Port Commissioners,

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Thanks!

Shelby Dunn

Senior Associate Advisory, Workday

KPMG LLP | [2323 Ross Ave | Dallas, TX 75201](#)

Office: [\(214\)-840-2971](#) | Mobile: [\(702\)-283-9444](#)

shelbydunn@kpmg.com

kpmg.com/us

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Thank you for taking the time to understand my charter experience as a member of a sailing club.



ROY L EVANS

Harbor Sailboats

From: William Fairchild <ferrchi@yahoo.com>
Sent: Tuesday, November 26, 2019 2:09 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Regards,
William Fairchild

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners

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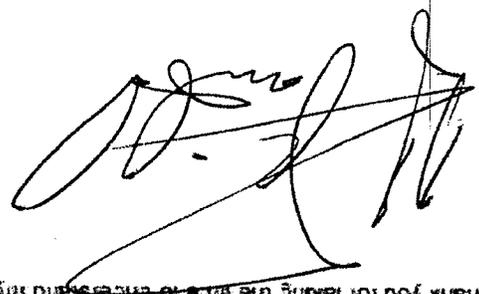
I strongly disagree with the requirement for mandatory marshaling as it is a gross invasion of my privacy I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37. Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club



San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

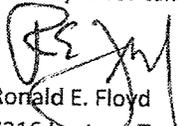
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Thank you for taking the time to understand my charter experience as a member of a sailing club.


Ronald E. Floyd
7216 Lantana Terrace
Carlsbad, CA 92011

Harbor Sailboats

From: Chris Frasier <chrisfrasier@gmail.com>
Sent: Monday, November 18, 2019 7:52 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code Section 4.37 Update

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Chris Frasier
500 W Harbor Drive Unit 612
San Diego, CA 92101

Harbor Sailboats

From: Jonathan Frank <greencirclej@netscape.net>
Sent: Thursday, November 14, 2019 10:26 PM
To: charters@portofsandiego.org; Harbor Sailboats
Subject: proposed new regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

THX

Jonathan David Frank
858.722.2100
jdf@sandiegolawoffice.net

Harbor Sailboats

From: Tony Furman <abfurman@yahoo.com>
Sent: Friday, November 15, 2019 7:02 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Request for Exemption to Port Code Section 4.37.

Follow Up Flag: Follow up
Flag Status: Completed

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Tony Furman, Member
San Diego Sailing Club

(Signature on file at Harbor Sailboats)

(915) 525-2705

Harbor Sailboats

From: Hal Gant <hal.gant@gmail.com>
Sent: Friday, November 15, 2019 7:34 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Against proposed charter regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club. Feel free to contact me to discuss this issue further.

Hal Gant
1592 Hawk View Dr
Encinitas, CA 92024
760 845 2805 (Cell)
hal.gant@gmail.com

Harbor Sailboats

From: Seth Gatten <sgatten@gmail.com>
Sent: Tuesday, November 26, 2019 2:00 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Update to section 4.37

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,

Seth Gatten

Firefighter-Paramedic

Harbor Sailboats Club Member

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

A handwritten signature in blue ink, appearing to read "John Doe", is located at the bottom left of the page.

Harbor Sailboats

From: Rich Gilmour <rich.gilmour@gmail.com>
Sent: Thursday, November 28, 2019 3:20 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code Section 4.37 Update

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,

Richard Gilmour
1131 Albion St
San Diego, CA 92106

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Respectfully

*Michael Gladkowski
766 Sepia Ct
Oceanside, CA 92057*



Harbor Sailboats

From: Matthew Gonzalez <mgonzalezregueiro@gmail.com>
Sent: Friday, November 15, 2019 3:57 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Charter Regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Matthew González

mgonzalezregueiro@gmail.com | [LinkedIn](#) | [Twitter](#)

Harbor Sailboats

From: Brant Gordon <brant0866@gmail.com>
Sent: Thursday, November 14, 2019 4:07 PM
To: charters@portofsandiego.org; Harbor Sailboats
Subject: STOP the Proposed Charter Regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,

Brant Gordon, MPH, REHS/RS

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Membership # 14082



Harbor Sailboats

From: Robert Grazian <robert.grazian@gmail.com>
Sent: Sunday, November 17, 2019 10:00 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: objection to proposed Port Code Section 4.37

November 17, 2019

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Respectfully,

Robert L. Grazian
Coronado, CA

Harbor Sailboats

From: Harmon, Graham B LT USN USSOCOM NSW (USA) <Graham.Harmon@socom.mil>
Sent: Tuesday, November 26, 2019 3:01 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Objection to Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

V/R
LT Graham Harmon
NSWBTC NSW OIC/IMSO
NIPR: graham.harmon@socom.mil
SIPR: graham.harmon@socom.smil.mil
Cell: 757-469-6752
Work: 619-537-2381

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

A handwritten signature in black ink, appearing to be 'J. B. B.', is located at the bottom center of the page.

Harbor Sailboats

From: Roy Hogan <rehogan55@gmail.com>
Sent: Tuesday, November 26, 2019 5:33 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats; rehogan55@gmail.com
Subject: Comment on Port Code Section 4.37

Roy E. Hogan, Jr.
11120 Orr Ave NE
Albuquerque, NM 87111

November 26, 2019

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club, residing in Albuquerque, NM, who travels to San Diego to enjoy affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

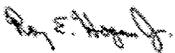
The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,



Roy E. Hogan, Jr.

Harbor Sailboats

From: Robert Husband <bob.husband1@gmail.com>
Sent: Tuesday, November 19, 2019 11:05 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed charter regulations

San Diego Unified Port District Commission 3165 Pacific Hwy San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners, I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs. I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary. I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny. The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches. I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Robert S. Husband 2019

Sent from [Mail](#) for Windows 10

Harbor Sailboats

From: Graeme Ing <graemeing@gmail.com>
Sent: Friday, November 15, 2019 2:10 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code section 4.37 - changes to chartering regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. This is a ridiculous burden on San Diego residents. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.
Sincerely,

Graeme Ing

Harbor Sailboats

From: Jolee-Jaffa <contact@joleejaffa.com>
Sent: Friday, November 15, 2019 6:06 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Objection to New Charter Law

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

--

Joanne Jolee
Bill Jaffa

Jolee-Jaffa Consulting and Investments
8448 E. Teton Circle
Mesa, Arizona 85207

<http://www.ioleejaffa.com>
contact@ioleejaffa.com
480-307-9109 (office)

Harbor Sailboats

From: Bruce Jahnke <jahnkebn@yahoo.com>
Sent: Friday, November 15, 2019 9:18 AM
To: charters@portofsandiego.org
Cc: Lavonna Reeves
Subject: Proposed Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. It is not necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my 4th Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37. However, imposing new fees and restrictions on sailing clubs, and its members, is an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Bruce Jahnke
RYA Skipper

Harbor Sailboats

From: Paul Johnson <thejohnson@gmail.com>
Sent: Wednesday, November 27, 2019 10:03 PM
To: charters@portofsandiego.org
Subject: Port update to section 4.37

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. Sailing is my passion.

Harbor Sailboats has made me aware of proposed charter regulations that will significantly impact my personal privacy. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,
Paul Johnson

Harbor Sailboats

From: Alyssa Julian <alyssajulian@me.com>
Sent: Tuesday, November 26, 2019 3:03 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Port Code 4.37

San Diego Unified Port District Commission 3165 Pacific Hwy San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37. Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37. Thank you for taking the time to understand my charter experience as a member of a sailing club.

VR,
Alyssa Julian

Harbor Sailboats

From: Thomas Kerl <thomaskerl@gmail.com>
Sent: Thursday, November 14, 2019 4:57 PM
To: charters@portofsandiego.org
Subject: Onerous Regulations

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of a legal sailing club who enjoys affordable boating on San Diego Bay. Through the club, I can charter various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary. I fail to see how a manifest of my guests assists the Port Authority in controlling illegal charters.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through my club provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail, there are no identifying marks that tell the rest of boaters "this is a rental". I fail to see how this eliminates illegal charters.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is clearly a violation of my Fourth Amendment right. I accept that the US Coast Guard may board at any time, but the same power is not granted to any other authority. Neither the Harbor Police nor Port Authority has the right to board my vessel without probable cause and I would resist the effort.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Thomas Kerl

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

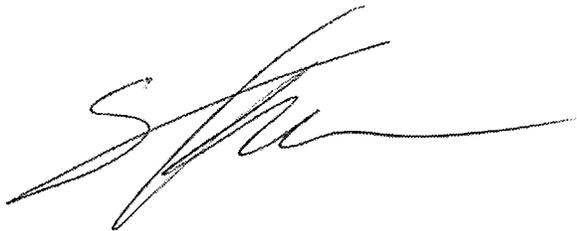
I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.



SLOAN KIMBALL

11/26/19

Harbor Sailboats

From: John Konecki <johnwkonecki@outlook.com>
Sent: Tuesday, November 26, 2019 1:48 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

John W. Konecki
(619) 375-0222 work
(858) 243-5222 cell
john@kcigroup-inc.com

www.KCIGroup-Inc.com



INSURANCE BROKERS

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San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.



Matthew Kurtz
40 years boating
Harbor Sailboat Member
ASA Sailing Instructor

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

James B. Kuyfendall
11/28/19

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,
Pete Lesser



11.15.19

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Charles Lewis


11/14/2019

Harbor Sailboats

From: Rick Lombardi <ricklombardi0@gmail.com>
Sent: Wednesday, November 27, 2019 4:16 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Charter Regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Best Regards,
Rick Lombardi
Carlsbad, CA

Harbor Sailboats

From: Jessica Maccollam <jessica.maccollam@gmail.com>
Sent: Thursday, November 14, 2019 4:23 PM
To: Harbor Sailboats; charters@portofsandiego.org
Subject: Concern for possible new regulation

San Diego Unified Port District Commission

3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Jessica MacCollam
ASA Certified
Harbor Sailboats Sailing Club Member
San Diego County Resident

Harbor Sailboats

From: Eli Mansour <elimansour@me.com>
Sent: Thursday, November 14, 2019 4:15 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Charter Regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Regards,

Eli

Sent from my iPhone

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I spend multiple weekends each year in the San Diego area enjoying sailing out of the Sailing club. My membership in the Sailing club is why I come. I usually bring friends and between the boat rentals, hotel stays, shopping and dining, I would estimate we contribute well over \$10,000 to the local economy each year. Frankly, if the cost, needless bureaucracy and invasion of privacy that these proposed rules will create occur I will probably move my sailing adventures to a different more friendly location in Southern California. Below are the main issues I have with the proposed charter regulations.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities without cause is extremely unreasonable and I believe violates my friends and my personal rights. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37. Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my concerns as a member of a sailing club and the potential impact these new regulations will have on my willingness to continue to enjoy the San Diego area.

Regards,
Steve Charron



Harbor Sailboats

From: Robert McGinnis <rmcginnis2002@yahoo.com>
Sent: Tuesday, November 26, 2019 7:44 PM
To: charters@portofsandiego.org
Subject: Proposed Charter Regulations

Robert and Sunde' McGinnis

1011 E Kent Place

Chandler, AZ 85225

San Diego Unified Port District Commission

3165 Pacific Hwy

San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have utilized the advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 42' I have been sailing for more than 40 years, and the sailing with friends and family foster our visits to San Diego. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,

Robert McGinnis

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Colin McGlynn

A large, stylized handwritten signature in black ink, appearing to read "Colin McGlynn", with a long horizontal line extending to the right.

Harbor Sailboats

From: Ian Mellor <imellor@mellor-eng.com>
Sent: Thursday, November 14, 2019 4:35 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code Section 4.37 Update

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,

Ian C. Mellor

Ian C. Mellor PE, SE
Principal/President



MELLOR
ENGINEERING

PH: (619) 252-1168
P.O. BOX 656
Spring Valley, CA 91976

Check out our website at: www.mellor-eng.com

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San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

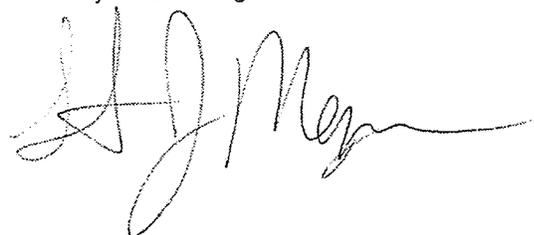
I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.



Steven J. Meyer
602-295-2134
480-239-6443

November 15, 2019

San Diego Unified Port District Commission

3165 Pacific Hwy

San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs. I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches. I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,

Beth Miller, Harbor Sailboats Member

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes **and models of recreational sailing vessels ranging from 22' to 51'**. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. **I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses.** The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, **when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental".** The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Brent Miller 11-27-19
Brent Miller
1905 Mission Cliff Dr.
San Diego, CA 92116

Michael Minor
500 Westover Dr #12266
Sanford, NC 27330

November 14th, 2019

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I have been a member of the Harbor Sailboats Sailing Club for over 20 years; and my son for 10 years. We have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,



Michael Minor

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

November 18, 2019

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

While I am a supporter of the Port's efforts to combat illegal charters, I do not agree with the particulars of the proposed Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.



Jeffrey R Moersch
801 A St, Apt 2113
San Diego, CA 92101

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

A handwritten signature in black ink, appearing to read "Chris Morgan". The signature is fluid and cursive, with a long horizontal stroke at the end.

Harbor Sailboats

From: Ann Murphy <annlmurphy@gmail.com>
Sent: Friday, November 29, 2019 8:05 AM
To: Harbor Sailboats
Subject: Fwd: Exemption request from Port Code Section 4.37.

Thanks for making us aware. Jesse and I both send in emails.

----- Forwarded message -----

From: Ann Murphy <annlmurphy@gmail.com>
Date: Fri, Nov 29, 2019 at 9:04 AM
Subject: Exemption request from Port Code Section 4.37.
To: <charters@portofsandiego.org>

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners, I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'.

My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. **These new rules will adversely affect my sailing experience while also increasing my costs.**

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary. I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny. The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches. **I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37. Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.**

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Ann Murphy

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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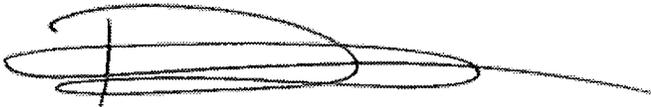
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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.



DUSTIN OCHOA

4134 Udall St.

San Diego, CA 92107

Harbor Sailboats

From: A O <aoloveslife@gmail.com>
Sent: Thursday, November 14, 2019 7:12 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Charter Regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Cordially,

Alina Olivera

Harbor Sailboats

From: Barry O'Neal <onealbw@gmail.com>
Sent: Friday, November 29, 2019 10:02 AM
To: charters@portofsandiego.org; Harbor Sailboats
Subject: Mandatory manifesting

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,
Barry O'Neal
760-375-1951

Harbor Sailboats

From: David Orr <dave@eitherorr.com>
Sent: Sunday, November 24, 2019 11:06 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Objection to Port Code Section 4.37 - Charter Regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club

Respectfully,
Dave Orr

Harbor Sailboats

From: Kevin Peavey <KPeavey@aps-supply.com>
Sent: Monday, November 18, 2019 11:39 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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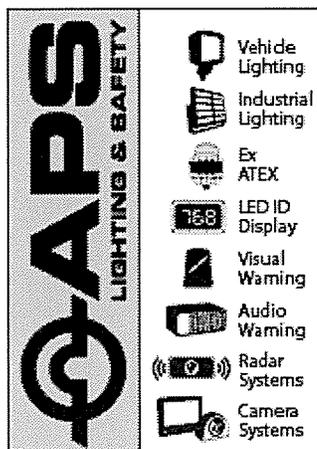
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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.



Kind Regards,
Kevin Peavey | General Manager
APS Lighting & Safety Products

ADDRESS: 610 Gateway Center Way, Suites J & K, San Diego, CA 92102 USA
PHONE: +1 619-263-4164
FAX: +1 619-263-6814
EMAIL: kpeavey@aps-supply.com
WEB: www.aps-supply.com
LINKEDIN: [LinkedIn](#)

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11/18/19

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.



Fernando Perez

13792 Mercado Dr, Del Mar, CA 92014
415-238-3418

Harbor Sailboats

From: Dim. Politis <dimipoli@hotmail.com>
Sent: Thursday, November 14, 2019 5:40 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Changes in Charting regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Dimitris Politis
3381 Palm Str
San Diego CA 92104

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

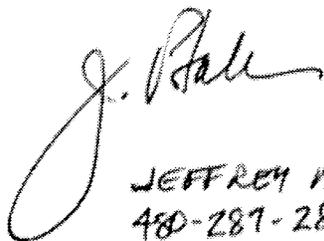
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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.


JEFFREY PAK
480-287-2804



2177 EAST WARNER ROAD, STE. 107
TEMPE, ARIZONA 85284
(480) 838-3000 | BLAKEPULSIFER.COM

marc@blakepulsifer.com

November 19, 2019

San Diego Unified Port District Commission
3165 Pacific Highway
San Diego, California 92101

Dear San Diego Unified Port District Board of Port Commissioners:

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have been certified to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with an experience similar to owning my own boat. This is very important to me. When I sail through Harbor Sailboats, there are no identifying marks that tell the rest of the boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

I will not consent to boarding by the Harbor Police and other Port Authorities. Forcing me to consent as a condition of use of public waterways is clear violation of my Fourth Amendment rights. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be

November 19, 2019

Page | 2

subject to random boarding or searches.

I support the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37. Imposing new fees and restrictions on sailing clubs, and their members, appears to be an unintended consequence of this code and it must be reconsidered. **The Port must exempt multi-vessel recreational sailing clubs and schools** operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Sincerely,

A handwritten signature in black ink, appearing to read 'MDP', written in a cursive style.

Marc D. Pulsifer

MDP:sab

Harbor Sailboats

From: Brendan Reed <ecoreed@gmail.com>
Sent: Thursday, November 14, 2019 8:22 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Charter Regulation

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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The requirement that I must consent to boarding by the Harbor Police and other Port Authorities is a possible violation of my Fourth Amendment right. While I know and understand the United States Coast Guard may board at any time, the same power is not granted to any other authority. Without probable cause, my chartered vessel shall not be subject to random boarding or searches.

I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,
Brendan Reed
Downtown Resident

Sent from my iPad

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.



ROBERT RITZ

Harbor Sailboats

From: Harald Schäfer <harald.the.engineer@gmail.com>
Sent: Thursday, November 14, 2019 7:19 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: objection Proposed Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Harald

Harbor Sailboats

From: Van Schalin <vschalin@gmail.com>
Sent: Tuesday, November 19, 2019 11:21 PM
To: charters@portofsandiego.org
Subject: New Charter Law Concerns

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

I cannot agree to the requirement for Charter Vessels to display a decal. Chartering through Harbor Sailboats provides me with a similar on the water sailing experience as owning my own boat. As such, when I sail through Harbor Sailboats, there are no identifying marks that tell the rest of boaters "this is a rental". The placement of the charter decal devalues my experience while exposing myself to unjust scrutiny.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Respectfully,

Van A. Schalin, M.D.

Harbor Sailboats

From: Dustin Schmid <dustinschmid@gmail.com>
Sent: Thursday, November 14, 2019 5:45 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Port Code section 4.37

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Dustin Schmid

Harbor Sailboats

From: Silviera, Matthew <silviera@wustl.edu>
Sent: Saturday, November 16, 2019 5:09 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Matthew L. Silviera, M.D.
Assistant Professor of Surgery
Washington University School of Medicine St. Louis, MO

The materials in this message are private and may contain Protected Healthcare Information or other information of a sensitive nature. If you are not the intended recipient, be advised that any unauthorized use, disclosure, copying or the taking of any action in reliance on the contents of this information is strictly prohibited. If you have received this email in error, please immediately notify the sender via telephone or return mail.

Harbor Sailboats

From: David Smith <openwaterone@outlook.com>
Sent: Monday, November 18, 2019 12:20 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

David Smith

San Diego Unified Port District Commission

3165 Pacific Hwy

San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,

Vanessa Springett

Cell 858-722-5626

13331 Tining Drive

Poway, CA 92064

Harbor Sailboats

From: Andrew Stehno <andrew_stehno@yahoo.com>
Sent: Friday, November 29, 2019 12:43 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Charter Law

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sent from [Mail](#) for Windows 10

Harbor Sailboats

From: James Kuykendall <jsk@jkphx.com>
Sent: Thursday, November 28, 2019 10:39 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats; Harbor Sailboats
Subject: Letter to San Diego Port District
Attachments: Letter to Port Authority.pdf

Attached is my signed letter to the Port District.

I am especially concerned about the proposed rules because when I charter, I often have my children and grandchildren on board and/or personal friends. Sometimes I change crew and passengers a few times in a week.

This is clearly government overreach.

Jim Kuykendall

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.



R. Daniel Thompson, FRGS
202-812-6390

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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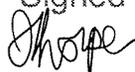
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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Signed


11-27-19

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Michael Trapp

A handwritten signature in black ink, appearing to read "Michael Trapp", with a long horizontal flourish extending to the right.

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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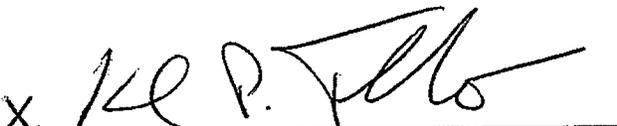
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Thank you for taking the time to understand my charter experience as a member of a sailing club.

X. 

KARL P. TSCHAUNER

MEMBER HARBOR SAILBOATS

Ph: 619-957-4186

em: CAPNKARL200@gmail.com

Harbor Sailboats

From: Gottlieb Uahengo <g.uahengo@gmail.com>
Sent: Tuesday, November 19, 2019 7:44 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed New Charter Law is Unfair

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Harbor Sailboats

From: Larry VanderPloeg <larry.van@yahoo.com>
Sent: Sunday, November 17, 2019 5:29 AM
To: charters@portofsandiego.org; Harbor Sailboats
Subject: Charter regulation changes

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Larry VanderPloeg

Sent from my iPad

Harbor Sailboats

From: Tom Verburgt <tom@verburgt.com>
Sent: Tuesday, November 26, 2019 5:34 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: New Charter Regulations

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Regards

Tom Verburgt

M: 612 309 3361

Skype: tom.verburgt

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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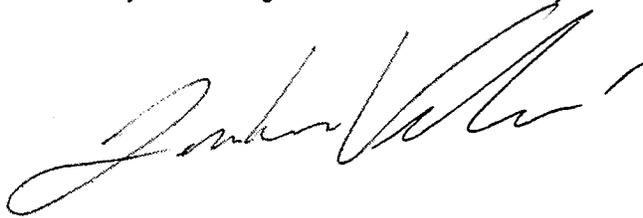
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I am a supporter of the Port's efforts to combat illegal charters, but not in the fashion detailed in Port Code Section 4.37.

Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.

A handwritten signature in black ink, appearing to read "John White", is written over the bottom of the letter. The signature is fluid and cursive.

Harbor Sailboats

From: Scott Walter <scott.walter69@live.com>
Sent: Thursday, November 14, 2019 4:11 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Charter Regulations

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

I strongly disagree with the requirement for mandatory manifesting as it is a gross invasion of my privacy. I don't believe it is necessary for the Port of San Diego to know the residence of my guests, their phone numbers, and email addresses. The extra effort required of myself to produce and properly file the documentation in multiple locations is cumbersome and unnecessary.

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Scott Walter
scott.walter69@live.com
(425) 894 - 5200

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Lydia Weber 11-26-19

Harbor Sailboats

From: Jordan Weinshank <jweinshank@gmail.com>
Sent: Wednesday, November 20, 2019 2:06 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: objection to Proposed Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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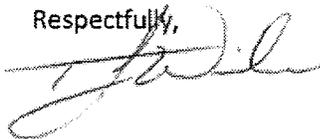
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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Respectfully,



Thomas J. Wilson
11681 Bent Oaks Street
Parker, CO 80138
twilson@auroragov.org

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,



MICHAEL A. WOLF

1199 PACIFIC HIGHWAY #1905

SAN DIEGO, CA 92101

MWOLF@LOBOS.COM

Harbor Sailboats

From: bobzman@cox.net
Sent: Friday, November 15, 2019 11:07 AM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code Section 4.37

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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Thank you for taking the time to understand my charter experience as a member of a sailing club. Since I live in Las Vegas, NV, I have a choice of where to charter.

Robert Zimmerman
2880 Maverick Street
Las Vegas, NV 89108

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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DALE MAXWELL

11-30-19

RICHARD S. VAN DYKE, ESQ. †
MANAGING SHAREHOLDER

GEOFFREY J. FARWELL, ESQ. †
SENIOR ASSOCIATE ATTORNEY

† ADMITTED CALIFORNIA



TRUSTS & ESTATES LITIGATION

450 B STREET, SUITE 620
SAN DIEGO, CA 92101
PH: (619) 344-0977
FAX: (619) 599-0716
WWW.VDALAW.COM

November 26, 2019

VIA US MAIL

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Re: Objection to Port Code Section 4.37

Dear Port District Board of Port Commissioners,

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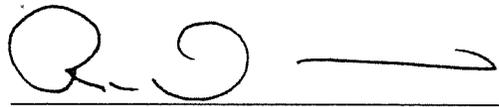
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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Sincerely,

VAN DYKE & ASSOCIATES, APLC

By: 
Richard S. Van Dyke, Esq.

Cc: Harbor Sailboats Sailing Club

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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11/29/19



San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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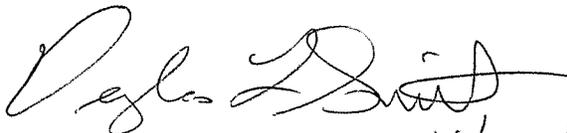
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Thank you for taking the time to understand my charter experience as a member of a sailing club.

Regards,

D. L. Smith



11/29/19

THOMAS M O'MEARA, MD

1022 Glen Day Drive | 336.473.4091 | doctom.nc@me.com

November 14, 2019

San Diego Unified Port Commission
3165 Pacific Highway
San Diego, CA 92101

Dear Commissioners

I recently learned of a proposed sail regulation that would adversely impact me and many other legal boat charterers in the San Diego area.

I strongly disagree with the requirements in this pending proposal as it would be among other things a gross invasion of my privacy and the privacy of my invited guests.

I do not live in San Diego, but I do have family members who do. I had joined the Harbor Sailboats club this year and have already chartered a sailboat this past July. I was able to have a wonderful sail with my wife, son, daughter-in-law and two additional invited guests.

It has been my intent to maintain an annual membership in Harbor Sailboats so as to continue enjoying the charms of sailing in San Diego waters. I do hope your commission might be able to draft a proposal that will allow your authority to combat illegal charters. But as it stands now the current proposal simply goes too far.

Sincerely yours,

Thomas M O'Meara, MD

Original copy sent to Port Commission
Thomas M O'Meara

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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Thank you for taking the time to understand my charter experience as a member of a sailing club.

A handwritten signature in black ink, appearing to read "Chris Vlasov". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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ROLAND V JOHNSON

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

Dear San Diego Unified Port District Board of Port Commissioners,

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Imposing new fees and restrictions on sailing clubs, and its members, appears to be an unintended consequence of this code and it must be reconsidered. I adamantly request the Port exempt multi-vessel recreational sailing clubs and schools operating under a sub-tenant agreement with a Port master tenant from Port Code Section 4.37.

Thank you for taking the time to understand my charter experience as a member of a sailing club.



Robert Rice

Harbor Sailboats

From: Jim Haskin <jim.haskin@outlook.com>
Sent: Thursday, November 14, 2019 5:33 PM
To: charters@portofsandiego.org
Cc: Harbor Sailboats
Subject: Proposed Port Code Section 4.37
Attachments: I Object to Section 4.37.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

My signed letter is attached. I am writing you to strongly object to this proposed Port of San Diego Code Change. While I am sure there are good intentions, the impacts are both unreasonable and likely unconstitutional. Please do not move forward with this change.

Sincerely,

Jim Haskin
jim.haskin@outlook.com

Cell: 602-632-7753

CAPTAIN J.R. Davis USN (Ret)

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

15 November 2019

Dear San Diego, Unified Port District Board of Port Commissioners,

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Thank you for taking the time to understand my charter experience as a member of a sailing club.


Captain John R Davis, USN (Ret)
4804 Renovo Way
San Diego, CA 92124-2454

jdavis02@san.rr.com

*This is what I
sent to the Port
District.*


San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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CAPTAIN Donald G. Rock

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Alan Eggleston

Member Harbor Sailboats Sailing Club

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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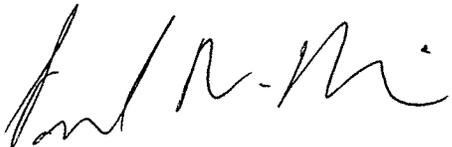
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Paul N. Michas

11/16/19

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Fred Rincon
(858) 248-2590
610 Kindwood Pl
La Jolla CA 92037



San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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JENS RAFFLI

Jens Raffli

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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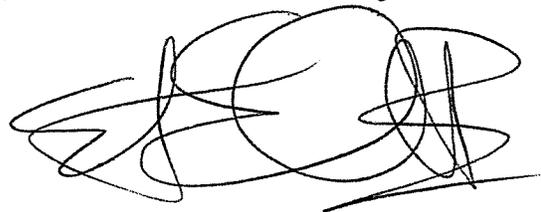
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ERNEST SILVA
Harbor Sailboats Member
916-712-9087

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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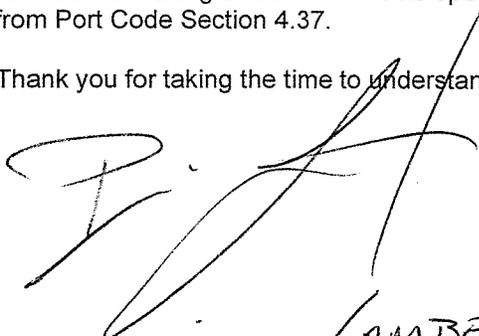
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PIERRE LAMBERT
5415 RIDER PL. S.D. 92130

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Evelyn FLISZAR

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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ELIZABETH ARONSON

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Tanya Moss

TANYA MOSS

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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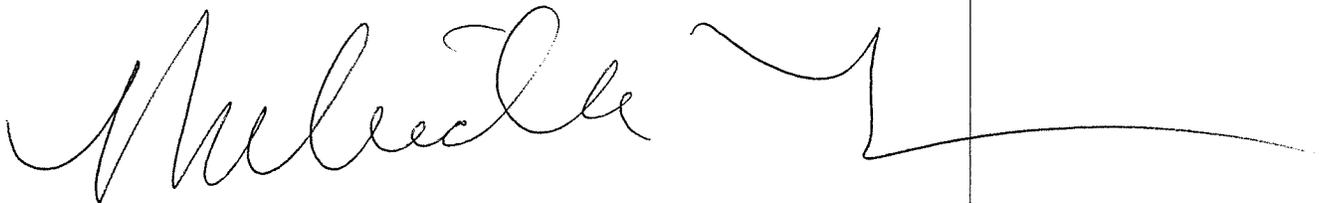
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San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Thank you for taking the time to understand my charter experience as a member of a sailing club.


Elizabeth Teuber
11/16/19

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

11/16/2019

Dear San Diego Unified Port District Board of Port Commissioners,

I am a member of the Harbor Sailboats Sailing Club who enjoys affordable boating on San Diego Bay. I have access to beginning through advanced sailing lessons which allow me to operate various makes and models of recreational sailing vessels ranging from 22' to 51'. My sailing club has made me aware of proposed charter regulations that will significantly impact my personal privacy and likely violate my constitutional rights. These new rules will adversely affect my sailing experience while also increasing my costs.

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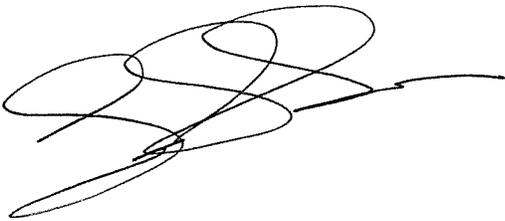
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Lori Lee

l0lee1@cox.net

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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CHARLES HARRIS

CHARLES.HARRIS3982@YAHOO.COM

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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James Horton



San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Art Weber


San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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KEVIN F. BOWLS

Nov. 17th 2019



San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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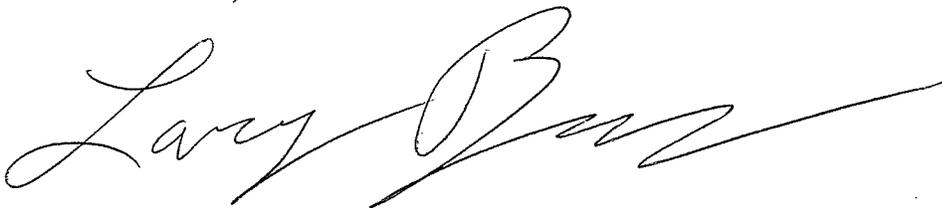
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Larry Burgess

A handwritten signature in black ink that reads "Larry Burgess". The signature is written in a cursive style with a long, sweeping underline.

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Madelina Del Rosano

JG Sano

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Paul Fleming



Harbor Sailboats is a stellar organization and have consistently enforced their rules. I owe a lot to them for training me on the correct operation & skillset acquisition in this wonderful sport! JZF

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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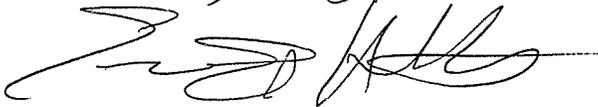
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Emily Hastings


San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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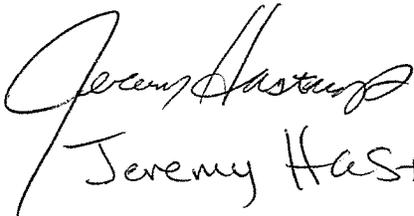
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San Diego Unified Port District Commission
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San Diego, CA 92101

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Robert NYMAN

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Torri Norling


San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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STEVE BURNETT


San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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Kert Ericson

San Diego Unified Port District Commission
3165 Pacific Hwy
San Diego, CA 92101

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11-30-19