

AGENDA
REGULAR MEETING
OF THE CITY COUNCIL
FOR THE CITY OF THORNE BAY:
CITY HALL COUNCIL CHAMBERS
TUESDAY May 16, 2017, 6:30 p.m.

There will be a workshop of the City Council beginning at 6:00 p.m.

The public is invited and encouraged to attend

1. CALL TO ORDER:
2. PLEDGE TO FLAG:
3. ROLL CALL:
4. APPROVAL OF AGENDA:
5. MAYOR'S REPORT:
6. ADMINISTRATIVE REPORTS: (City Administrator & City Clerk)
7. PUBLIC COMMENTS:
8. COUNCIL COMMENTS:
9. CONSENT AGENDA:
 - A. Minutes from the April 4TH & 18TH, 2017, Regular City Council Meeting, discussion and action item:
 - B. Minutes for the May 2, 2017, Regular City Council Meeting, discussion and action item:
10. **NEW BUSINESS:**
 - A. July 4th, Regular City Council meeting reschedule date, discussion and action item:
11. **ORDINANCE FOR INTRODUCTION:**
 - A. Ordinance 17-06-06-01, Amending Title 17-Zoning, Chapter 17.04-Planning Zoning, Adding Sections 17.04.015-Definitions "M-Marijuana" discussion and action item:
 - B. Ordinance 17-06-06-02, Amending Title 9-Public Peace Morals & Welfare, Adding Chapter 9.30-Marijuana, discussion and action item:
 - C. Ordinance 17-06-06-03, establishing the authorized income and expenditures for the City of Thorne Bay Operating Budget for Fiscal Year 2018 beginning July 1, 2017 ending June 30, 2018, discussion and action item:
12. **ORDINANCE FOR PUBLIC HEARING:**
 - A. Ordinance 17-05-16-01, Amending Title 17-Zoning, Chapter 17.04-Planning and Zoning, Adding Section 17.04.040-Communications-Telecommunications Facilities, discussion and action item:
 - B. Ordinance 17-05-16-02, Amending Title 17-Zoning, Chapter 17.04-Planning and Zoning, Sections 17.04.022-Residential, 17.04.05-Mixed Residential/Commercial II and 17.04.027-Commercial Zone, adding Communications-Telecommunications as Permitted or Conditionally Permitted Uses within the zone, discussion and action item:
 - C. Ordinance 17-05-16-03, Amending Title 16-Subdivisions, chapter 16.12-Platting Requirements, Sections 16.12.020-Waiver Provisions for lots over 5 acres; 16.12.025- Waiver Provisions for lots under 5 acres, and 16.12.030-Procedure for lots under 5 acres, discussion and action item:

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- D. Ordinance 17-05-16-04, Amending Title 3-Revenue and Finance, Section 3.17.110-Sales Tax Exemption for the elderly, discussion and action item:
- 13. EXPENDITURES EXCEEDING \$2,000.00:**
- A. Expenditure of \$4,035.00, to Organized Village of Kasaan for Kasaan Road Repairs and Upgrades and Southside Subdivision Grading, discussion and action item: of this expenditure \$3,120.00 was for Kasaan Road Upgrades and remaining \$915.00 was for grading and compacting in the South Thorne Bay Subdivision
- 14. EXECUTIVE SESSION:**
- 15. CONTINUATION OF PUBLIC COMMENT:**
- 16. CONTINUATION OF COUNCIL COMMENT:**
- 17. ADJOURNMENT:**

Posted: May 11, 2017–City Hall (2), A&P, SISD, USFS, The Port, Thorne Bay School - www.thornebay-ak.gov

MINUTES
REGULAR MEETING
OF THE CITY COUNCIL
FOR THE CITY OF THORNE BAY:
CITY HALL COUNCIL CHAMBERS
TUESDAY April 18, 2017, 6:30 p.m.

There was a workshop of the City Council at 6:00 p.m.

1. CALL TO ORDER:

Mayor Gould called the meeting to order at 6:30 p.m.

2. PLEDGE TO FLAG:

The council and audience stood for the pledge to the flag.

3. ROLL CALL:

Gould, Carlson, Slayton, Edenfield, Hartwell and Burger were present. McDonald attended by phone.

4. APPROVAL OF AGENDA:

Gould moved to approve the agenda. Hartwell seconded the motion. There was no further discussion.

MOTION: Move to approve the agenda.

F/S: Gould/Hartwell

YEAS: Burger, Gould, McDonald, Carlson, Slayton, Edenfield and Hartwell

NAYS: None

STATUS: Motion passed.

5. MAYOR'S REPORT:

Mayor Gould stated there was a POWLAT meeting on Thursday April 27th.

6. ADMINISTRATIVE REPORTS: (City Administrator & City Clerk)

City Administrator read his report.

7. PUBLIC COMMENTS:

Jim McFarland commented on the following:

- April 24th, VOTEC Board Meeting in Klawock.
- ~~ASC Meeting May 4th at the Thorne Bay School beginning at 6:00 p.m.~~

Tim Lindseth commented on the following:

- Thank you for grading on South Thorne Bay Road and Subdivision.

Bruce Maldonado (EMS Captain) commented on the following:

- EMS Report: Great turn out for the Easter Egg Hunt the EMS Volunteers organized. Thanks for all who helped out.

- Requested to meet with the City Clerk to review the First Bank EMS Grant income and expenses to date.

8. COUNCIL COMMENTS:

There were no council comments.

9. CONSENT AGENDA:

- A. Minutes for the March 21, 2017, Regular City Council Meeting, discussion and action item:

Gould moved to approve the consent agenda consisting of the minutes from the March 21, 2017, regular city council meeting. Hartwell seconded the motion. There was no further discussion.

MOTION: Move to approve the consent agenda consisting of the minutes from the March 21, 2017, regular city council meeting

F/S: Gould/Hartwell

YEAS: Slayton, McDonald, Edenfield, Gould, Hartwell, Burger and Carlson

NAYS: None

STATUS: Motion Passed.

10. NEW BUSINESS:

- A. Resolution 17-04-18-01, supporting the Church of Thorne Bay, with assistance of the City, in the construction of a pavilion and other improvements at the Thorne Bay Pearl Nelson Park discussion and action item:

Gould moved to approve Resolution 17-04-18-01. Burger seconded the motion. Slayton also offered a second to the motion. There was no further discussion.

MOTION: Move to approve Resolution 17-04-18-01

F/S: Gould/Burger

YEAS: Slayton, McDonald, Edenfield, Gould, Hartwell, Burger and Carlson

NAYS: None

STATUS: Motion Passed.

- B. Authorizing a donation to the Thorne Bay Fishing Derby, discussion and action item:

Gould moved to approve a donation of \$500.00 to the Thorne Bay Fishing Derby. ~~Hartwell seconded the motion. There was further discussion.~~

MOTION: Move to approve a donation of \$500.00 to the Thorne Bay Fishing Derby

F/S: Gould/Hartwell

YEAS: Hartwell, Carlson, Burger, Slayton, McDonald, Edenfield, and Gould

NAYS: None

STATUS: Motion Passed.

C. Donation to the 25th Annual Jim Beard Memorial Kids Fishing Day,
discussion and action item:

Gould moved to donate five hundred dollars (\$500.00) in the form of gift certificates to the Tackle Shack and Port for the Annual Jim Beard Memorial Kids Fishing. Slayton seconded the motion. Slayton stated he would be willing to volunteer at the fly tying station also. There was further discussion.

MOTION: Move to donate five hundred dollars (\$500.00) in the form of gift certificates to the Tackle Shack and Port for the Annual Jim Beard Memorial Kids Fishing Day

F/S: Gould/Slayton

YEAS: McDonald, Burger, Carlson, Gould, Hartwell, Slayton and Edenfield

NAYS: None

STATUS: Motion Passed.

D. Resolution 17-04-18-02, establishing a maximum limit of live-aboard vessels at the Thorne Bay Harbors, discussion and action item:

Gould moved to approve Resolution 17-04-18-02. Hartwell seconded the motion. There was further discussion.

MOTION: Move to approve Resolution 17-04-18-02

F/S: Gould/Hartwell

YEAS: McDonald, Hartwell, Slayton, Burger, Edenfield, Carlson and Gould

NAYS: None

STATUS: Motion Passed.

11. ORDINANCE FOR INTRODUCTION:

A. Ordinance 17-05-02-01, amending Title 2 – Administration and Personnel, Chapter 2.24-Officers and Employees, Section 2.24.070 – Sick Leave, adding Subsection 2.24.070 (a)(3) short hour employee sick leave accrual, discussion and action item:

Gould moved to approve Ordinance 17-05-02-01. Burger seconded the motion. There was no further discussion.

MOTION: Move to approve Ordinance 17-05-02-01

F/S: Gould/Burger

YEAS: Slayton, Carlson, Burger, Edenfield, McDonald, Hartwell and Gould

NAYS: None

STATUS: Motion Passed.

- B. Ordinance 17-05-02-02, amending the FY17 Budget for the City of Thorne Bay authorized revenues and expenditures, discussion and action item:

Gould moved to approve Ordinance 17-05-02-02, amending City Council Donations to \$3,020.00. Edenfield seconded the motion. There was no further discussion.

MOTION: Move to approve Ordinance 17-05-02-02, amending City Council Donations to \$3,020.00

F/S: Gould/Edenfield

YEAS: McDonald, Edenfield, Slayton, Hartwell, Carlson, Burger and Gould

NAYS: None

STATUS: Motion Passed.

12. ORDINANCE FOR PUBLIC HEARING:

- A. Ordinance 17-04-18-01, amending Title 3 – Revenue and Finance, Section 3.15.030-Permissible Investments adding subsection (b) – Community Development Sales Tax Proceeds, discussion and action item:

Gould moved to approve Ordinance 17-04-18-01. Hartwell seconded the motion. There was no further discussion.

MOTION: Move to approve Ordinance 17-04-18-01

F/S: Gould/Hartwell

YEAS: McDonald, Edenfield, Slayton, Hartwell, Carlson, Burger and Gould

NAYS: None

STATUS: Motion Passed.

13. EXPENDITURES EXCEEDING \$2,000.00:

- A. Expenditure of \$3,000.00, plus shipping to CMI for excavator repairs, discussion and action item:

Gould moved to approve the expenditure of approximately \$3,000.00, to CMI for excavator repairs. Carlson seconded the motion. There was further discussion.

MOTION: Move to approve the expenditure of approximately \$3,000.00, to CMI for excavator repairs

~~F/S: Gould/Carlson~~

YEAS: McDonald, Burger, Carlson, Gould, Hartwell, Edenfield and Slayton

NAYS: None

STATUS: Motion Passed.

14. EXECUTIVE SESSION:

There was no executive session.

15. CONTINUATION OF PUBLIC COMMENT:

There were no public comments.

16. CONTINUATION OF COUNCIL COMMENT:

Slayton requested the City make sure that the harbor boat grid be cleaned before used by the public.

17. ADJOURNMENT:

Mayor Gould adjourned the meeting at 7:28 p.m.

James Gould, Mayor

ATTEST:

Teri Feibel, CMC

ORDINANCE 17-06-06-01
CITY OF THORNE BAY

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA,
AMENDING TITLE 17-ZONING, CHAPTERS 17.04 –PLANNING AND ZONING,
AMENDING SECTION 17.04.015- DEFINITIONS – ADDING 17.04.015 (M-MARIJUANA),
AND AMENDING SECTIONS 17.04.044 – VARIANCE PROCEDURES, 17.04.045 -
AMENDMENTS TO ZONING ORDINANCE, ADDING SECTION 17.04.044 - SPECIAL USE
PERMITS

BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA

Section 1. Classification. This ordinance is of a general and permanent nature, the chapter and section hereby amended shall be added to the Thorne Bay Municipal Code.

Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstances is held invalid, the circumstances shall not be affected thereby.

Section 3. Amendment of Section. The title and chapter of Title 17-Zoning, Chapter 17.04-Planning and Zoning, Sections 17.04.015 – Definitions (M-Marijuana) and amending Section numbers 17.04.044 – Variance procedures, 17.04.045 – Amendments to zoning title including rezoning, Section 17.04.044 – Special use Permits, is hereby amended and added to the Thorne Bay Municipal Code.

Section 4. Effective Date. This ordinance shall become effective upon adoption.

PASSED AND APPROVED June 6, 2017

James Gould, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: May 2, 2017]
[2nd Introduction Reading: May 16, 2017]
[Public Hearing: June 6, 2017]

Additions are in bold
~~Deletions are stricken~~

TITLE 17 – ZONING
CHAPTER 17.04 – PLANNING AND ZONING

17.04.015 Definitions. Interpretation of words not listed: when a word or term is not specifically stated, the city shall have authority to interpret the meaning based on the most appropriate dictionary definition.

M

“MARIJUANA” MEANS ALL PARTS OF THE PLANT OF THE GENUS CANNABIS WHETHER GROWING OR NOT, THE SEEDS THEREOF, THE RESIN EXTRACTED FROM ANY PART OF THE PLANT, AND EVERY COMPOUND, MANUFACTURED, SLAT, DERIVATIVE, MIXTURE, OR PREPARATION OF THE PLANT, ITS SEEDS, OR ITS RESINS, INCLUDING MARIJUANA CONCENTRATE. “MARIJUANA” DOES NOT INCLUDE FIBER PRODUCED FROM THE STALKS. OIL, OR CAKE MADE FROM THE SEEDS OF THE PLANT, STERILIZED SEED OF THE PLANT WHICH IS INCAPABLE OF GERMINATION, OR THE WEIGHT OF ANY OTHER INGREDIENT COMBINED WITH MARIJUANA TO PREPARE TOPICAL OR ORAL ADMINISTRATIONS, FOOD, DRINK, OR OTHER PRODUCTS.

“MARIJUANA ESTABLISHMENT” MEANS A MARIJUANA CULTIVATION FACILITY, A MARIJUANA TESTING FACILITY, A MARIJUANA PRODUCT MANUFACTURING FACILITY, OR A RETAIL MARIJUANA STORE.

“MARIJUANA CULTIVATION FACILITY” MEANS AN ENTITY REGISTERED TO CULTIVATE, PREPARE, AND PACKAGE MARIJUANA AND TO SELL MARIJUANA TO RETAIL MARIJUANA STORES, TO MARIJUANA PRODUCT MANUFACTURING FACILITY, AND TO OTHER MARIJUANA CULTIVATION FACILITIES, BUT NOT TO CONSUMERS.

“MARIJUANA CULTIVATION FACILITY LIMITED” MEANS A MARIJUANA CULTIVATION FACILITY WITH FEWER THAN 500 SQUARE FEET UNDER CULTIVATION.

“MARIJUANA PRODUCT MANUFACTURING FACILITY” MEANS AN ENTITY REGISTERED TO PURCHASE MARIJUANA; MANUFACTURE, PREPARE, AND PACKAGE MARIJUANA PRODUCTS; AND SELL MARIJUANA AND MARIJUANA PRODUCTS TO OTHER MARIJUANA PRODUCT MANUFACTURING FACILITIES AND TO RETAIL MARIJUANA STORE, BUT NOT TO CONSUMERS.

“MARIJUANA PRODUCT MANUFACTURING FACILITY, EXTRACT ONLY” MEANS AN ENTITY REGISTERED TO PURCHASE MARIJUANA; MANUFACTURE, PREPARE, AND PACKAGE MARIJUANA CONCENTRATE; AND SELL MARIJUANA CONCENTRATE TO OTHER MARIJUANA PRODUCT MANUFACTURING FACILITIES AND T RETAIL MARIJUANA STORE, GUT NOT TO CONSUMERS.

“MARIJUANA RETAIL FACILITY” MEANS AN ENTITY REGISTERED TO PURCHASE MARIJUANA FROM MARIJUANA CULTIVATION FACILITIES, TO PURCHASE MARIJUANA AND MARIJUANA PRODUCTS FROM MARIJUANA PRODUCT MANUFACTURING FACILITIES, AND TO SELL MARIJUANA AND MARIJUANA PRODUCTS TO CONSUMERS.

“MARIJUANA TESTING FACILITY” MEANS AN ENTITY REGISTERED TO ANALYZE AND CERTIFY THE SAFETY AND POTENCY OF MARIJUANA.

“MARIJUANA PRODUCTS” MEANS CONCENTRATED MARIJUANA PRODUCTS AND MARIJUANA PRODUCTS THAT ARE COMPRISED OF MARIJUANA AND OTHER INGREDIENTS AND ARE INTENDED FOR USE OR CONSUMPTION, SUCH AS, BUT NOT LIMITED TO, EDIBLE PRODUCTS, OINTMENTS, AND TINCTURES.

Additions are in bold
Deletions are stricken

SECTIONS

17.04.044 – Special Use Permit

17.04.045 – Variance Procedures

17.04.046 – Amendments to Zoning Title including Rezoning

~~17.04.044 Variance procedure~~ **17.04.044 - Special Use Permit**

~~17.04.045 Variance procedure~~

~~17.04.045 Amendments to the zoning title including rezoning.~~

~~17.04.046 Amendments to the zoning title including rezoning.~~

17.04.044 SPECIAL USE PERMITS. A. INTENT. THIS SECTION SHALL GOVERN THE APPROVAL OF ALL CONDITIONAL USE PERMITS FOR THE FOLLOWING USES AND ACTIVITIES AS DEFINED IN THE "MARIJUANA DEFINITIONS": MARIJUANA ACTIVITY, LICENSED, MARIJUANA CULTIVATION FACILITY, MARIJUANA CULTIVATION FACILITY LIMITED, MARIJUANA PRODUCT MANUFACTURING FACILITY, MARIJUANA PRODUCT MANUFACTURING FACILITY, EXTRACT ONLY, MARIJUANA RETAIL FACILITY, AND MARIJUANA TESTING FACILITY. SUCH USES SHALL ONLY BE APPROVED WHERE THERE ARE NO NEGATIVE IMPACTS THAT EXIST OR WHERE ANY NEGATIVE IMPACTS ARE MITIGATED THROUGH CONDITIONS THAT SHALL MITIGATE ANY POTENTIAL NEGATIVE IMPACTS TO PRESERVE THE PUBLIC'S HEALTH, SAFETY, AND WELFARE.

B. APPLICATION REQUIREMENTS. SAME AS THE REQUIREMENTS SET FORTH FOR A CONDITIONAL USE PERMIT, SECTION 17.04.043.

C. STANDARD REGULATIONS, DIMENSIONS, AND SETBACKS SPECIFIC TO SPECIAL USE PERMITS

1. OWNERS, OPERATORS, AND STAFF OF CONDITIONAL USES SHALL COMPLY WITH ALL STATE AND MUNICIPAL LICENSING REGULATIONS.

2. ALL LICENSED FACILITIES SHALL COMPLY WITH ALL LIFE AND SAFETY REGULATIONS AS PROMULGATED BY LOCAL STATE AND FEDERAL CODES.

3. ALL LICENSED MANUFACTURING AND CULTIVATION USES SHALL PROVIDE A FIRE SAFETY PLAN, MATERIAL HANDLING PLAN, AND COMPLY WITH ALL FIRE SAFETY REGULATIONS THAT SATISFIES THE STATE FIRE MARSHALL OR HIS DESIGNEE.

4. ALL LICENSED FACILITIES AND/OR USES SHALL PROVIDE SCREENING FROM PUBLIC VIEW OF ANY MARIJUANA RELATED COMMERCIAL, RETAIL, CULTIVATION, OR MANUFACTURING USE.

5. ALL LICENSED FACILITIES AND/OR USES SHALL ESTABLISH AN ACTIVE SALES ACCOUNT AND BUSINESS REGISTRATION WITH THE CITY AND STATE OF ALASKA AND SHALL COMPLY WITH ALL STANDARD AND REQUIRED ACCOUNTING PRACTICES.

6. IT SHALL BE A STANDARD REGULATION THAT ALL CONDITIONAL USES COMPLY WITH ALL APPLICABLE CITY AND STATE REGULATIONS AND LICENSING LAWS OR IT SHALL BE DEEMED TO ABANDON AND EXTINGUISH ANY ASSOCIATED CITY AND STATE LICENSE OR CITY CONDITIONAL USE.

7. ALL APPROVED CONDITIONAL USE PERMITS SHALL COMPLY WITH ALL CITY OF THORNE BAY MUNICIPAL CODES, RULES AND REGULATIONS OR SHALL BE DEEMED TO ABANDON AND EXTINGUISH ANY ASSOCIATED CITY AND STATE LICENSE OR CITY CONDITIONAL USE PERMIT.

D. ALL PROPOSED LICENSED FACILITIES AND/OR USES FOR A CONDITIONAL USE AT A SPECIFIC LOCATION SHALL BE REVIEWED ACCORDING TO THE FOLLOWING OBJECTIVE CRITERIA TO DETERMINE WHETHER THE PROPOSED USE PRESENTS ANY NEGATIVE IMPACTS TO THE PUBLIC'S HEALTH, SAFETY, AND WELFARE.

1. ALL CRITERIAL LISTED IN THE TITLE 17, ZONING CODE, IN REFERENCE TO; THE SPECIFIC ZONE THE PROPOSED USE IS TO BE LOCATED IN, THE TYPE OF USE AND ALL CONDITIONAL USE STANDARDS.

2. ANY IMPACT OR CRITERIA THAT SURFACES THROUGH PUBLIC COMMENT, CITY STAFF REVIEW, OR PLANNING COMMISSION REVIEW.

E. UPON REVIEW AND CONSIDERATIONS OF THE REQUIRE CRITERIA, THE PLANNING COMMISSION SHALL DETERMINE WHETHER THE PROPOSED USE(S) AT THE PROPOSED PROJECT LOCATION ARE FOUND TO NOT PRESENT A NEGATIVE IMPACT TO THE PUBLIC'S HEALTH, SAFETY, AND WELFARE.

1. IF THE PROPOSED PROJECT DOES NOT PRESENT A NEGATIVE IMPACT THEN THE PROPOSED USE SHALL BE APPROVED WITH ALL THE STANDARD REGULATIONS AND REQUIREMENTS BASED ON THE SPECIFIC ZONING.

2. IF THE PLANNING COMMISSION FINDS NEGATIVE IMPACTS ARE PRESENT, THE PLANNING COMMISSION SHALL ONLY APPROVE CONDITIONAL USE PERMITS WHERE THE NEGATIVE IMPACTS CAN BE ADEQUATELY MITIGATED BY CONDITIONS OF APPROVAL THAT PRESERVE THE PUBLIC'S HEALTH, SAFETY, AND WELFARE. THESE CONDITIONS OF APPROVAL SHALL BE CASE BY CASE SPECIFIC AND IN ADDITION TO THE STANDARD REGULATIONS AND REQUIREMENTS.

3. IF NEGATIVE IMPACTS TO THE PUBLIC'S HEALTH, SAFETY, AND WELFARE CANNOT BE MITIGATED THROUGH CONDITIONS OF APPROVAL THEN THE PLANNING COMMISSION SHALL DENY THE PROPOSED CONDITIONAL USE PERMIT.

CITY OF THORNE BAY
ORDINANCE 17-06-06-02

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA; AMENDING TITLE 9-PUBLIC PEACE MORALS AND WELFARE, ADDING
CHAPTER 9.30 - MARIJUANA

BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA;

- Section 1. Classification. This ordinance is of a general and permanent nature, the chapter and section hereby amended shall be added to the Thorne Bay Municipal Code.
- Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstances is held invalid, the circumstances shall not be affected thereby.
- Section 3. Amendment of Title & Chapter. The title and chapter of Title 9- Public Peace Morals and Welfare, Chapter 9.30-Marijuana, Sections 9.30.010 to 9.30.050, is hereby amended and added to the Thorne Bay Municipal Code.
- Section 4. Effective Date. This ordinance shall become effective upon adoption.

PASSED AND APPROVED: June 6, 2017

James Gould, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: May 2, 2017]
[2nd Introduction Hearing: May 16, 2017]
[Public Hearing: June 6, 2017]

TITLE 9 – PUBLIC PEACE MORALS AND WELFARE
Adding Chapter 9.30 – Marijuana

9.30.010 Definition

- A. Marijuana. Per AS 17.38.900(6): “Marijuana” means all parts of the plant of the genus Cannabis whether growing or not, the seeds thereof, the resin extracted from any part of the plant, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or its resin, including marijuana concentrate. “Marijuana” does not include fiber produced from the stalk, oil, or cake made from the seeds of the plant, sterilized seed of the plant which is incapable of germination, or any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink, or other products; and
- B. “Consume” shall have the meaning, in all conjugate forms, of consumption set forth in AS 17.38.900(3): “Consumption” means the act of ingesting, inhaling, or otherwise introducing marijuana into the human body.

9.30.020 Duties and powers. The City Council of the City of Thorne Bay shall function as the local regulatory authority for the purpose of the regulation of marijuana with the authority to:

- A. Consider appeals of conditional use permits
- B. Work with the state to collect fees and administer licensing and regulations. Draft recommended laws and policies for City approval, regulating marijuana and related facilities with the City of Thorne Bay.

9.30.030 Public consumption

- A. Pursuant to AS 17.38.040, public consumption of marijuana is prohibited. A person who violates this law is guilty of a violation punishable by a fine of up to one hundred dollars.
- B. Except as otherwise provided, it is unlawful for a person to knowingly consume marijuana:
 - 1. Upon any public streets, alleys, sidewalks, municipally operated harbor walkways and floats, restrooms and parking lots, any municipally controlled areas open to the general public and public school grounds, whether in a motor vehicle or not;
 - 2. At any public park, recreation area, playground, or ball field, whether in a motor vehicle or not;
 - 3. In or upon those portions of any private property upon which the public has an express or implied license to enter or remain, including but not limited to eating and/or drinking establishments, places of business or amusement;
 - 4. Any other public or private property where such area is posted that consumption of marijuana is prohibited; and
 - 5. Upon establishment of a local regulatory authority, or similar body, exemptions may be given for special events by the city, upon advice by the local regulator

authority or similar body, with such conditions as the city may require for the public good.

- C. Pursuant to AS 12.25.195, violation of this section is a minor offense punishable as set forth in the state's minor offense fine schedule under the Alaska Court System's Rules of Administration bail and fine schedule, at such time as that schedule may be updated to include marijuana-related violations.

9.30.040 License required. AS 17.38.070 designating a classification of licenses in incorporated herein and made a part hereof, and the sale of marijuana, including any derivative thereof, by any person, firm or corporation is prohibited anywhere except under and by virtue of a license secured from the Director of the Marijuana Control Board, and the sale, barter or consumption of marijuana, including any derivative thereof, on any premises not covered by a license under the classifications in AS 17.38.070 is prohibited.

9.30.050 Application for license

- A. the City of Thorne Bay will make recommendations to the state as to support for or objections to license applications.
- B. At such time that the licensee is seeking a new license, is seeking to reestablish a license that was allowed to expire, is proposing a change in the controlling interest of the establishment license, or there is a proposed change or addition to license type, the municipal clerk shall give notice of such application as follows:
1. Notice shall be posted on the premises ten days prior to the city council meeting at which application will be heard. All time limitations, however, may be decreased at the discretion of the municipal clerk to meet any period specified by the Director of the Marijuana Control Board;
 2. Notice shall be posted in all the locations used for postings of city council meetings at least one week before such meeting;
 3. The notice shall contain the time and place of the city council meeting; the type of license applied for; the name of all applying persons; and inform the public that any protest may be lodged with the city at that time;
 4. give proof to the city at the time of hearing of compliance with all phases of this chapter.
- C. **By Persons Seeking to Renew Licenses.** The individuals or groups of individuals holding existing Licenses shall not be affected by subsection B of this section and shall have the right to apply for renewal of their licenses unless disqualified on grounds other than contained herein.
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CITY OF THORNE BAY
ORDINANCE 17-06-06-03

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA; PROVIDING FOR THE ESTABLISHMENT OF THE BUDGET FOR
THE CITY OF THORNE BAY, FISCAL YEAR 2018, ANTICIPATED REVENUES
AND EXPENDITURES

BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA;

Section 1. Classification. This is a non-code ordinance.

Section 2. General Provisions. The budget documents attached hereto list the authorized appropriations for expenditures, revenues and the change in cash balances as part of the budget for the period July 1, 2017 to June 30, 2018, detail anticipated line item revenues and expenditures for each appropriation and make the budget a matter of public record.

Section 3. Authorization and Appropriation. The appropriations are adopted and authorized for the period July 1, 2017 to June 30, 2018, and are for that period. Subject to council approval by resolution, the Mayor may establish line item expenditures within an authorized appropriation. Subject to council approval by ordinance, the Mayor may transfer from one authorized appropriation to another any amount that would not annually exceed 10 percent or \$10,000, whichever is less.

Section 4. Effective Date. This ordinance shall become effective upon adoption.

PASSED AND APPROVED June 6, 2017

James Gould, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: May 16, 2017]
[Public Hearing: June 6, 2017]

OPERATING BUDGET	Approved FY17 Budget	FY18 Projected Budget	
Income	\$1,324,758.79	\$1,242,265.00	
Expense	\$1,315,849.80	\$1,284,680.44	
NET Operating Income:	\$8,908.99	\$(42,415.44)	

Class List:	Income:	Expense:	Net:
Admin Finance FY18	\$602,300.00	\$425,210.00	\$177,090.00
Admin Prior FY17	\$615,626.50	\$415,990.36	\$199,636.14
City Council FY18	\$3,100.00	\$29,550.00	\$(26,450.00)
City Council FY17	\$3,175.00	\$25,615.85	\$(22,440.85)
EMS FY18	\$12,000.00	\$20,485.00	\$(8,485.00)
EMS Prior FY17	\$17,000.00	\$19,139.25	\$(2,139.25)
Fire FY18	\$12,300.00	\$17,575.00	\$(5,275.00)
Fire Prior FY17	\$17,250.00	\$16,953.75	\$296.25
Harbor FY18	\$92,615.00	\$89,602.61	\$3,012.39
Harbor Prior FY17	\$93,770.92	\$91,287.45	\$2,483.47
VPSO FY18	\$10,000.00	\$18,875.00	\$(8,875.00)
VPSO Prior FY17	\$15,000.00	\$9,080.00	\$5,920.00
Library FY18	\$3,700.00	\$8,025.00	\$(4,325.00)
Library Prior FY17	\$6,150.00	\$7,755.47	\$(1,605.47)
Parks FY18	\$50,575.00	\$42,994.00	\$7,581.00
Parks Prior FY17	\$43,878.00	\$48,774.84	\$(4,896.84)
RV Park FY18	\$28,600.00	\$1,725.00	\$26,875.00
RV Park Prior FY17	\$29,600.00	\$1,600.00	\$28,000.00
Streets Road FY18	\$35,550.00	\$233,436.00	\$(197,886.00)
Streets Prior FY17	\$93,135.00	\$267,513.14	\$(174,378.14)
Solid Waste FY18	\$140,000.00	\$97,892.61	\$42,107.39
Solid W. Prior FY17	\$142,923.37	\$100,707.07	\$42,216.30
Sewer FY18	\$115,075.00	\$140,117.61	\$(25,042.61)
Sewer Prior FY17	\$110,600.00	\$145,155.88	\$(34,555.88)
Water FY18	\$136,450.00	\$159,192.61	\$(22,742.61)
Water Prior FY17	\$136,650.00	\$166,276.74	\$(29,626.74)
Prior Year FY17	\$1,324,758.79	\$1,315,849.80	\$8,908.99
FY18 Budget	\$1,242,265.00	\$1,284,680.44	\$(42,415.44)

Income ALL Departments	FY17 BUDGET:	FY18 BUDGET:
1% SalesTax	\$84,318.00	\$75,000.00
Animal Fees	\$550.00	\$600.00
ATV Fees	\$800.00	\$950.00
Interest Income	\$3,215.00	\$3,215.00
Community Revenue Sharing	\$76,511.00	\$56,000.00
Comm. Dev. \$ Return on Investments/Essential Service Loans	\$22,000.00	\$10,150.00
Davidson Landing Fees	\$16,000.00	\$16,000.00
Donation Income	\$250.00	\$300.00
Election Income	\$900.00	\$900.00
Equipment Rentals	\$450.00	\$325.00
Fees & Permits	\$30,920.00	\$30,750.00
Finance Charges	\$500.00	\$500.00
Fishery Tax Receipts	\$3,855.92	\$3,200.00
Grant Income	\$30,000.00	\$-
Grid Fees	\$275.00	\$300.00
Halibut Charter Permit	\$200.00	\$200.00
Harbor Fees	\$49,000.00	\$49,000.00
Harbor Showers	\$2,000.00	\$2,000.00
Land Payment Interest	\$3,600.00	\$2,600.00
Land Sales	\$5,600.00	\$2,600.00
Landing Fees	\$300.00	\$200.00
Live-aboard Fees	\$18,000.00	\$18,000.00
Miscellaneous Income	\$9,950.00	\$8,550.00
National Forest Receipts	\$-	\$-
Notary/Lamination	\$750.00	\$750.00
Occupancy Tax	\$13,000.00	\$13,000.00
Passport Services	\$600.00	\$600.00
Payment in Lieu of Taxes	\$127,665.50	\$127,000.00
Rental	\$31,150.00	\$26,300.00
RV Park Fees	\$28,000.00	\$27,000.00
Sales Tax	\$391,398.37	\$391,175.00
Sewer Fees	\$105,000.00	\$110,000.00
Solid Waste Fees	\$138,000.00	\$135,000.00
Water Fees	\$130,000.00	\$130,000.00
<u>Total Income</u>	<u>\$1,324,758.79</u>	<u>\$1,242,165.00</u>

Expense All Class	FY17 Budget	Amendment
Advertising and Promotion	\$1,850.00	\$1,850.00
Bank Service Charges	\$250.00	\$300.00
Bldg/Grnd Maint Repair	\$4,150.00	\$3,550.00
Books	\$125.00	\$125.00
Business Licenses and Permits	\$10.00	\$10.00
Chemicals	\$13,500.00	\$12,500.00
Contract Labor	\$87,550.00	\$45,425.00
Credit Card Merchant Fees	\$2,650.00	\$2,650.00
Computer Software	\$2,500.00	\$1,500.00
Donations	\$3,070.00	\$3,200.00
Dues and Subscriptions	\$8,570.00	\$7,925.00
Election Expenses	\$300.00	\$360.00
Electricity	\$71,725.00	\$71,350.00
Equipment Maint & Repair	\$21,900.00	\$16,325.00
Equipment Purchase	\$17,925.00	\$14,425.00
Equipment Rental	\$1,600.00	\$2,150.00
Fees & Permit	\$225.00	\$200.00
Furniture, Equip & Computers	\$125.00	\$125.00
Harbor Replacement FUND	\$7,374.69	\$7,400.00
Health Insurance	\$88,783.94	\$91,200.00
Insurance Savings Account	\$25,000.00	\$25,000.00
Heating Fuel	\$24,100.00	\$26,950.00
AML/Insurance	\$46,971.84	\$48,675.00
Life Insurance	\$890.93	\$970.44
Worker's Compensation	\$29,219.28	\$34,950.00
Internet Use	\$4,050.00	\$3,450.00
Legal Services	\$9,000.00	\$7,500.00
Materials and Supplies	\$32,575.00	\$29,700.00
Miscellaneous Expense	\$2,200.00	\$2,020.00
HSA Company	\$42,692.39	\$43,700.00
Payroll Taxes	\$19,387.79	\$20,600.00
PERS	\$110,154.47	\$112,315.00
Payroll Expenses	\$545,055.00	\$558,780.00
Postage and Freight	\$12,150.00	\$11,275.00
Repairs and Maintenance	\$100.00	\$100.00
Telephone	\$7,400.00	\$7,475.00
Testing	\$18,000.00	\$17,800.00
Training	\$2,525.00	\$3,275.00
Travel Expense	\$3,669.47	\$10,500.00
Vehicle Fuel	\$14,425.00	\$13,650.00
Vehicle Maintenance	\$10,100.00	\$8,425.00
1% Sales Tax Use of Streets/Comm. Dev.	\$22,000.00	\$15,000.00
Total Expense	\$1,315,849.80	\$1,284,680.44

Admin & Finance

Income			
	FY17 Budget	FY17 Actuals	FY18 Budget
Finance Charge Income	\$ 500.00	\$ 414.64	\$ 500.00
Animal Fees	\$ 550.00	\$ 450.00	\$ 600.00
ATV Fees	\$ 800.00	\$ 850.00	\$ 950.00
Community Rev. Share.	\$ 23,511.00	\$ 23,511.00	\$ 20,000.00
Election Income	\$ 900.00	\$ 900.00	\$ 900.00
Equipment Rentals	\$ 250.00	\$ -	\$ 150.00
Fees & Permits	\$ 30,000.00	\$ 24,064.20	\$ 30,000.00
Halibut Charter Permit	\$ 200.00	\$ -	\$ 200.00
Interest Income	\$ 3,200.00	\$ 2,441.32	\$ 3,200.00
Land Payment Interest	\$ 3,600.00	\$ 2,331.55	\$ 2,600.00
Land Sales	\$ 5,600.00	\$ 1,962.06	\$ 2,600.00
Landing Fees	\$ 300.00	\$ -	\$ 200.00
Miscellaneous Income			
Copy	\$ 200.00	\$ 35.60	\$ 50.00
Misc. Income	\$ 3,000.00	\$ 2,417.29	\$ 3,000.00
Total Miscellaneous Income	\$ 3,200.00	\$ 2,452.89	\$ 3,050.00
Notary/Lamination	\$ 750.00	\$ 612.91	\$ 750.00
Occupancy Tax	\$ 13,000.00	\$ 10,780.00	\$ 13,000.00
Passport Services	\$ 600.00	\$ 388.70	\$ 600.00
Payment in Lieu of Taxes	\$ 127,665.50	\$ 127,665.50	\$ 127,000.00
Rental	\$ 31,000.00	\$ 23,510.00	\$ 26,000.00
Sales Tax	\$ 370,000.00	\$ 342,984.07	\$ 370,000.00
Total Income	\$ 615,626.50	\$ 565,318.84	\$ 602,300.00

Expense

Advertising and Promotion	\$ 1,850.00	\$ 1,702.72	\$ 1,850.00
Bank Service Charges	\$ 250.00	\$ 239.36	\$ 300.00
Bldg/Grnd Maint Repair	\$ 1,250.00	\$ 988.99	\$ 1,250.00
Computer/Software	\$ 2,500.00	\$ 2,345.90	\$ 1,500.00
Contract Labor	\$ 2,000.00	\$ 1,801.88	\$ 2,000.00
Credit Card Merchant Fees	\$ 2,650.00	\$ 2,443.72	\$ 2,650.00
Dues and Subscriptions	\$ 2,200.00	\$ 1,643.03	\$ 2,000.00
Election Expenses	\$ 300.00	\$ 270.52	\$ 360.00
Electricity	\$ 3,350.00	\$ 2,773.38	\$ 3,350.00
Equipment Maint & Repair	\$ 175.00	\$ -	\$ 150.00
Equipment Purchase	\$ 1,600.00	\$ 995.98	\$ 1,250.00
Fees & Permit	\$ 100.00	\$ 22.00	\$ 100.00

ADMIN EXPENSE CONTINUE			
Health Insurance	\$ 24,000.00	\$ 21,579.34	\$ 25,000.00
Health Insure Savings Acct.	\$ 25,000.00	\$ -	\$ 25,000.00
Heating Fuel	\$ 4,000.00	\$ 4,304.80	\$ 4,500.00
AML/Insurance	\$ 21,000.00	\$ 20,980.07	\$ 21,000.00
Life Insurance	\$ 325.00	\$ 286.63	\$ 325.00
Worker's Compensation	\$ 1,872.56	\$ 1,872.56	\$ 1,900.00
Internet Use	\$ 2,200.00	\$ 1,830.00	\$ 2,200.00
Legal Services	\$ 9,000.00	\$ 7,604.58	\$ 7,500.00
Materials and Supplies	\$ 7,250.00	\$ 6,774.95	\$ 6,500.00
Miscellaneous Expense	\$ 150.00	\$ -	\$ 125.00
HSA Company	\$ 12,201.69	\$ 10,426.78	\$ 16,000.00
Payroll Taxes	\$ 7,522.64	\$ 5,214.63	\$ 7,700.00
PERS	\$ 47,313.47	\$ 39,163.39	\$ 49,000.00
Payroll Expenses - Other	\$ 227,130.00	\$ 197,633.78	\$ 230,000.00
Postage and Freight	\$ 2,000.00	\$ 1,630.49	\$ 1,500.00
Telephone	\$ 3,400.00	\$ 3,162.82	\$ 3,400.00
Training	\$ 400.00	\$ -	\$ 800.00
Travel Expense	\$ 3,000.00	\$ 2,428.13	\$ 6,000.00
Total Expense	\$ 415,990.36	\$ 340,120.43	\$ 425,210.00
Net Income	\$ 199,636.14	\$ 225,198.41	\$ 177,090.00

City Council

Income	FY17 Budget	FY17 Actuals	FY18 Budget
Community Revenue Sharing	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
Fees & Permits	\$ 175.00	\$ -	\$ 100.00
Total Income	\$ 3,175.00	\$ 3,000.00	\$ 3,100.00
Expense			
Donations	\$ 3,070.00	\$ 2,020.00	\$ 3,200.00
Dues and Subscriptions	\$ 2,500.00	\$ 2,451.99	\$ 2,500.00
Materials and Supplies	\$ 275.00	\$ 216.13	\$ 250.00
Payroll Taxes	\$ 1,445.85	\$ 1,123.59	\$ 1,500.00
Payroll Expenses	\$ 18,000.00	\$ 14,600.00	\$ 18,000.00
Postage and Freight	\$ 75.00	\$ -	\$ 50.00
Telephone	\$ 250.00	\$ 188.03	\$ 250.00
Training	\$ -	\$ -	\$ 600.00
Travel Expense	\$ -	\$ -	\$ 3,200.00
Total Expense	\$ 25,615.85	\$ 20,599.74	\$ 29,550.00
Net Income	\$ (22,440.85)	\$ (17,599.74)	\$ (26,450.00)

EMS

Income	FY17 Budget	FY17 Actuals	FY18 Budget
Community Revenue Sharing	\$ 15,000.00	\$ 15,000.00	\$ 10,000.00
Miscellaneous Income	\$ 2,000.00	\$ 1,449.50	\$ 2,000.00
Total Income	\$ 17,000.00	\$ 16,449.50	\$ 12,000.00
Expense			
Business Licenses and Permits	\$ 10.00	\$ -	\$ 10.00
Contract Labor	\$ 25.00	\$ -	\$ -
Dues and Subscriptions	\$ 25.00	\$ -	\$ -
Electricity	\$ 1,400.00	\$ 1,199.76	\$ 1,400.00
Equipment Maint & Repair	\$ -	\$ -	\$ -
Heating Fuel	\$ 400.00	\$ 253.37	\$ 400.00
AML/Insurance	\$ 2,073.00	\$ 2,073.00	\$ 2,100.00
Worker's Compensation	\$ 981.25	\$ 991.39	\$ 1,000.00
Internet Use	\$ 375.00	\$ 242.73	\$ 350.00
Materials and Supplies	\$ 750.00	\$ 412.56	\$ 1,500.00
Miscellaneous Expense	\$ 475.00	\$ 390.00	\$ 1,000.00
Payroll Taxes	\$ 800.00	\$ 832.65	\$ 900.00
Payroll Expenses	\$ 9,925.00	\$ 9,399.20	\$ 10,000.00
Postage and Freight	\$ 150.00	\$ 2.20	\$ 75.00
Telephone	\$ 700.00	\$ 574.10	\$ 700.00
Training	\$ 350.00	\$ 250.00	\$ 300.00
Vehicle Fuel	\$ 500.00	\$ 296.86	\$ 500.00
Vehicle Maintenance	\$ 200.00	\$ -	\$ 250.00
Total Expense	\$ 19,139.25	\$ 16,917.82	\$ 20,485.00
Net Income	\$ (2,139.25)	\$ (468.32)	\$ (8,485.00)

Fire			
Income	FY17 Budget	FY17 Actuals	FY18 Budget
Donation Income	\$ 250.00	\$ 157.50	\$ 300.00
Community Revenue Sharing	\$ 15,000.00	\$ 15,000.00	\$ 10,000.00
Miscellaneous Income	\$ 2,000.00	\$ 1,862.00	\$ 2,000.00
Total Income	\$ 17,250.00	\$ 17,019.50	\$ 12,300.00

Expense			
Contract Labor	\$ 2,000.00	\$ 1,855.00	\$ 2,000.00
Dues and Subscriptions	\$ 20.00	\$ 15.00	\$ 25.00
Electricity	\$ 1,925.00	\$ 1,726.27	\$ 2,000.00
Equipment Maint & Repair	\$ 250.00	\$ 212.22	\$ 300.00
Equipment Purchase	\$ 1,000.00	\$ 856.19	\$ 1,000.00
Equipment Rental	\$ 450.00	\$ 353.50	\$ 500.00
Heating Fuel	\$ 1,150.00	\$ 1,078.61	\$ 1,300.00
AML/Insurance	\$ 2,180.98	\$ 2,180.98	\$ 2,200.00
Worker's Compensation	\$ 3,137.77	\$ 3,257.58	\$ 3,300.00
Materials and Supplies	\$ 1,050.00	\$ 1,008.40	\$ 1,050.00
Payroll Taxes	\$ 115.00	\$ 100.54	\$ 150.00
Payroll Expenses	\$ 1,200.00	\$ 1,100.00	\$ 1,200.00
Postage and Freight	\$ 750.00	\$ 638.60	\$ 800.00
Telephone	\$ 700.00	\$ 577.80	\$ 700.00
Training	\$ -	\$ -	\$ -
Vehicle Fuel	\$ 275.00	\$ 143.64	\$ 300.00
Vehicle Maintenance	\$ 750.00	\$ 500.00	\$ 750.00
Total Expense	\$ 16,953.75	\$ 15,604.33	\$ 17,575.00
Net Income	\$ 296.25	\$ 1,415.17	\$ (5,275.00)

Library

Income

FY17 Budget

FY17 Actuals (July 16' -
May 8th, 17')

FY18 Projected
Budget

Community Revenue Sharing	\$ 5,000.00	\$ 5,000.00	\$ 3,000.00
Fees & Permits	\$ 100.00	\$ 25.00	\$ 50.00
Library Deposit	\$ -	\$ 63.00	\$ 100.00
Miscellaneous Income			
Copier	\$ 50.00	\$ -	\$ 50.00
Misc. Income	\$ 1,000.00	\$ 312.69	\$ 500.00
Total Miscellaneous Income	\$ 1,050.00	\$ 312.69	\$ 550.00
Total Income	\$ 6,150.00	\$ 5,400.69	\$ 3,700.00

Expense

Bldg/Grnd Maint Repair	\$ 150.00	\$ 126.45	\$ 150.00
Books	\$ 125.00	\$ -	\$ 125.00
Contract Labor	\$ 275.00	\$ 187.50	\$ 225.00
Dues and Subscriptions	\$ 100.00	\$ -	\$ 75.00
Electricity	\$ 1,050.00	\$ 917.92	\$ 1,250.00
Equipment Purchase	\$ 125.00	\$ 116.00	\$ 125.00
Furniture, Equip & Computers	\$ 125.00	\$ 57.88	\$ 125.00
Heating Fuel	\$ 500.00	\$ 459.37	\$ 650.00
AML/Insurance	\$ 116.00	\$ 116.00	\$ 150.00
Internet Use	\$ -	\$ (734.95)	\$ -
Materials and Supplies	\$ 600.00	\$ 559.01	\$ 500.00
Miscellaneous Expense	\$ 175.00	\$ 87.01	\$ 100.00
Payroll Taxes	\$ 245.00	\$ 205.52	\$ 250.00
Payroll Expenses	\$ 2,600.00	\$ 2,238.18	\$ 2,600.00
Postage and Freight	\$ 175.00	\$ 149.35	\$ 175.00
Telephone	\$ 350.00	\$ 252.70	\$ 350.00
Training	\$ 375.00	\$ 375.00	\$ 375.00
Travel Expense	\$ 669.47	\$ 669.47	\$ 800.00
Total Expense	\$ 7,755.47	\$ 5,782.41	\$ 8,025.00
Net Income	\$ (1,605.47)	\$ (381.72)	\$ (4,325.00)

Parks & Rec

Income	FY17 Budget	FY17 Actuals (July 16' - May 8th, 17')	FY18 Projected Budget
1% Sales Tax - Use of proceeds for Community Development	\$ 21,718.00	\$ 43,718.76	\$ 40,000.00
Sales Tax	\$ 10.00	\$ 10.00	\$ 125.00
Community Development Investment Return	\$ 22,000.00	\$ 1,690.00	\$ 10,150.00
Rental	\$ 150.00	\$ 150.00	\$ 300.00
Total Income	\$ 43,878.00	\$ 45,568.76	\$ 50,575.00
Expense			
Contract Labor	\$ 250.00	\$ 50.00	\$ 200.00
Electricity	\$ 1,000.00	\$ 799.19	\$ 1,000.00
Equipment Maint & Repair	\$ 450.00	\$ 82.54	\$ 300.00
Equipment Purchase	\$ 350.00	\$ 139.39	\$ 300.00
Equipment Rental	\$ 200.00	\$ 72.00	\$ 150.00
Fees & Permit	\$ 100.00	\$ 22.00	\$ 75.00
Health Insurance	\$ 1,551.60	\$ 1,541.31	\$ 2,600.00
Heating Fuel	\$ 1,400.00	\$ 1,360.88	\$ 1,600.00
AML/Insurance	\$ 509.00	\$ 509.00	\$ 600.00
Life Insurance	\$ 10.27	\$ 10.29	\$ 89.00
Worker's Compensation	\$ 5,965.76	\$ 5,965.76	\$ 6,000.00
Materials and Supplies	\$ 750.00	\$ 379.74	\$ 500.00
HSA Company	\$ 865.38	\$ 865.38	\$ 1,200.00
Payroll Taxes	\$ 695.23	\$ 137.37	\$ 700.00
PERS	\$ 897.60	\$ 867.68	\$ 900.00
Payroll Expenses	\$ 10,880.00	\$ 4,930.00	\$ 10,880.00
Postage and Freight	\$ 100.00	\$ 19.25	\$ 100.00
Repairs and Maintenance	\$ 100.00	\$ -	\$ 100.00
Sales tax 1%	\$ 22,000.00	\$ 22,000.00	\$ 15,000.00
Vehicle Fuel	\$ 600.00	\$ 311.42	\$ 600.00
Vehicle Maintenance	\$ 100.00	\$ 4.50	\$ 100.00
Total Expense	\$ 48,774.84	\$ 40,067.70	\$ 42,994.00
Net Income	\$ (4,896.84)	\$ 5,501.06	\$ 7,581.00

VPSO

Income	FY17 Budget	FY17 Actual	FY18 Budget
Community Revenue Sharing	\$15,000.00	\$15,000.00	\$10,000.00
Total Income	\$15,000.00	\$15,000.00	\$10,000.00
Expense			
Dues & Subscriptions	\$25.00	\$10.00	\$25.00
Electricity	\$450.00	\$377.76	\$500.00
Equip. Maint & Repair	\$100.00	\$-	\$200.00
Equipment Purchase	\$-	\$-	\$100.00
Heating Fuel	\$850.00	\$769.33	\$900.00
AML/Insurance	\$1,505.00	\$1,505.00	\$1,650.00
Materials and Supplies	\$100.00	\$11.69	\$100.00
Miscellaneous Expense	\$150.00	\$100.00	\$150.00
Payroll Taxes	\$-	\$-	\$800.00
Payroll Expenses	\$-	\$-	\$8,400.00
Postage and Freight	\$50.00	\$-	\$150.00
Telephone	\$1,550.00	\$1,227.10	\$1,600.00
Vehicle Fuel	\$4,000.00	\$3,055.99	\$4,000.00
Vehicle Maintenance	\$300.00	\$156.00	\$300.00
Total Expense	\$9,080.00	\$7,212.87	\$18,875.00
Net Income	\$5,920.00	\$7,787.13	\$(8,875.00)

RV Park

Income	FY17 Budget	FY17 Actuals	FY18 Budget
Miscellaneous Income	\$ 100.00	\$ -	\$ 100.00
RV Park Fees	\$ 28,000.00	\$ 21,291.62	\$ 27,000.00
Sales Tax	\$ 1,500.00	\$ 1,218.27	\$ 1,500.00
Total Income	\$ 29,600.00	\$ 22,509.89	\$ 28,600.00
Expense			
Bldg/Grnd Maint Repair	\$ 300.00	\$ -	\$ 350.00
Electricity	\$ 800.00	\$ 646.89	\$ 800.00
Equip. Maint & Repair	\$ 125.00	\$ 75.00	\$ 125.00
AML/Insurance	\$ 150.00	\$ 150.00	\$ 175.00
Materials and Supplies	\$ 100.00	\$ -	\$ 150.00
Miscellaneous Expense	\$ 75.00	\$ 11.61	\$ 75.00
Postage and Freight	\$ 50.00	\$ -	\$ 50.00
Total Expense	\$ 1,600.00	\$ 883.50	\$ 1,725.00
Net Income	\$ 28,000.00	\$ 21,626.39	\$ 26,875.00

Harbor			
Income	FY17 Budget	FY17 Actuals (July 16' - May 8th, 17')	FY18 Projected Budget
Interest Income	\$ 15.00	\$ 6.13	\$ 15.00
Davidson Landing Fees	\$ 16,000.00	\$ 13,820.11	\$ 16,000.00
Fishery Tax Receipts	\$ 3,855.92	\$ 3,855.92	\$ 3,200.00
Grid Fees	\$ 275.00	\$ 141.75	\$ 300.00
Harbor Showers	\$ 2,000.00	\$ 1,547.00	\$ 2,000.00
Harbor Fees	\$ 49,000.00	\$ 41,618.69	\$ 49,000.00
Fees & Permits	\$ 125.00	\$ -	\$ 100.00
Live-aboard Fees	\$ 18,000.00	\$ 16,789.80	\$ 18,000.00
Miscellaneous Income	\$ 1,000.00	\$ 283.32	\$ 500.00
Sales Tax	\$ 3,500.00	\$ 2,509.15	\$ 3,500.00
Total Income	\$ 93,770.92	\$ 80,571.87	\$ 92,615.00
Expense			
Bldg/Grnd Maint Repair	\$ 150.00	\$ -	\$ 150.00
Contract Labor	\$ 1,500.00	\$ 632.47	\$ 1,000.00
Dues and Subscriptions	\$ 300.00	\$ 150.00	\$ 200.00
Electricity	\$ 10,000.00	\$ 8,886.35	\$ 9,500.00
Equipment Maint & Repair	\$ 300.00	\$ 178.04	\$ 250.00
Equipment Purchase	\$ 150.00	\$ 83.70	\$ 150.00
Harbor Replacement Fund	\$ 7,374.69	\$ 7,374.69	\$ 7,400.00
Health Insurance	\$ 729.27	\$ 542.34	\$ -
AML/Insurance	\$ 3,035.00	\$ 3,035.00	\$ 3,200.00
Life Insurance	\$ 92.61	\$ 78.89	\$ 92.61
Worker's Compensation	\$ 4,390.11	\$ 4,390.11	\$ 4,500.00
Internet Use	\$ 875.00	\$ 799.50	\$ 900.00
Materials and Supplies	\$ 1,000.00	\$ 763.65	\$ 950.00
Miscellaneous Expense	\$ 75.00	\$ -	\$ 50.00
Payroll Taxes	\$ 1,475.17	\$ 1,128.70	\$ 1,500.00
PERS	\$ 10,335.60	\$ 9,158.54	\$ 10,335.00
Payroll Expenses	\$ 47,980.00	\$ 42,128.94	\$ 48,000.00
Postage and Freight	\$ 150.00	\$ 81.96	\$ 125.00
Telephone	\$ 325.00	\$ 234.91	\$ 325.00
Vehicle Fuel	\$ 800.00	\$ 685.17	\$ 800.00
Vehicle Maintenance	\$ 250.00	\$ 50.70	\$ 175.00
Total Expense	\$ 91,287.45	\$ 80,383.66	\$ 89,602.61
Net Income	\$ 2,483.47	\$ 188.21	\$ 3,012.39

Streets and Roads

Income	FY17 Budget	FY17 Actuals (July 16' - May 8th, 17')	FY18 Projected Budget
1% Sales Tax	\$ 62,600.00	\$ 32,578.15	\$ 35,000.00
Fees & Permits	\$ 500.00	\$ 385.00	\$ 500.00
Grant Income - Kasaan Road Upgrade Grant	\$ 30,000.00	\$ 30,000.00	\$ -
Sales Tax	\$ 35.00	\$ 23.10	\$ 50.00
Total Income	\$ 93,135.00	\$ 62,986.25	\$ 35,550.00
Expense			
Contract Labor	\$ 62,000.00	\$ 52,758.30	\$ 25,000.00
Dues and Subscriptions	\$ 100.00	\$ 30.00	\$ 100.00
Electricity	\$ 4,000.00	\$ 2,395.70	\$ 3,800.00
Equipment Maint & Repair	\$ 4,500.00	\$ 5,923.88	\$ 5,000.00
Equipment Purchase	\$ 4,000.00	\$ 2,039.18	\$ 4,000.00
Equipment Rental	\$ 500.00	\$ -	\$ 500.00
Health Insurance	\$ 30,573.14	\$ 26,894.13	\$ 30,600.00
Heating Fuel	\$ 2,600.00	\$ 2,114.56	\$ 2,600.00
AML/Insurance	\$ 5,478.86	\$ 5,898.00	\$ 6,000.00
Life Insurance	\$ 185.22	\$ 156.75	\$ 186.00
Worker's Compensation	\$ 4,164.81	\$ 8,468.20	\$ 9,000.00
Materials and Supplies	\$ 6,500.00	\$ 3,716.21	\$ 5,000.00
Miscellaneous Expense	\$ 500.00	\$ 117.44	\$ 250.00
HSA Company	\$ 13,613.42	\$ 11,767.32	\$ 14,000.00
Payroll Taxes	\$ 2,849.89	\$ 2,116.57	\$ 2,900.00
PERS	\$ 21,907.80	\$ 17,885.89	\$ 22,000.00
Payroll Expenses	\$ 92,340.00	\$ 83,597.93	\$ 92,500.00
Postage and Freight	\$ 1,200.00	\$ 879.85	\$ 1,250.00
Vehicle Fuel	\$ 4,000.00	\$ 2,922.15	\$ 3,500.00
Vehicle Maintenance	\$ 6,500.00	\$ 5,032.44	\$ 5,250.00
1% Sales Tax Expense	\$ -	\$ -	\$ -
Total Expense	\$ 267,513.14	\$ 234,714.50	\$ 233,436.00
Net Income	\$ (174,378.14)	\$ (171,728.25)	\$ (197,886.00)

Solid Waste

Income	FY17 Budget	FY17 Actuals	FY18 Budget
Fees & Permits	\$ 20.00	\$ -	\$ -
Sales Tax	\$ 4,903.37	\$ 4,415.08	\$ 5,000.00
Solid Waste Fees	\$ 138,000.00	\$ 120,642.97	\$ 135,000.00
Total Income	\$ 142,923.37	\$ 125,058.05	\$ 140,000.00
Expense			
Bldg/Grnd Maint Repair	\$ 1,500.00	\$ 614.40	\$ 1,000.00
Contract Labor	\$ 5,000.00	\$ 4,748.42	\$ 4,500.00
Dues and Subscriptions	\$ 500.00	\$ 160.00	\$ 450.00
Electricity	\$ 10,500.00	\$ 8,022.67	\$ 10,500.00
Equipment Maint & Repair	\$ 8,500.00	\$ 6,487.44	\$ 6,000.00
Equipment Purchase	\$ 5,200.00	\$ 4,250.00	\$ 4,500.00
Equipment Rental	\$ 450.00	\$ 347.50	\$ 1,000.00
Health Insurance	\$ -	\$ -	\$ -
Heating Fuel	\$ 5,000.00	\$ 5,927.61	\$ 6,500.00
AML/Insurance	\$ 1,432.00	\$ 1,432.00	\$ 1,600.00
Life Insurance	\$ 92.61	\$ 78.17	\$ 92.61
Worker's Compensation	\$ 2,025.00	\$ 2,024.26	\$ 2,150.00
Materials and Supplies	\$ 3,200.00	\$ 2,459.43	\$ 3,200.00
Miscellaneous Expense	\$ 250.00	\$ -	\$ 150.00
Payroll Taxes	\$ 1,288.66	\$ 995.87	\$ 1,300.00
PERS	\$ 9,028.80	\$ 7,582.52	\$ 9,050.00
Payroll Expenses	\$ 41,040.00	\$ 34,965.20	\$ 41,200.00
Postage and Freight	\$ 450.00	\$ 245.18	\$ 500.00
Testing	\$ 2,500.00	\$ 1,420.29	\$ 2,000.00
Vehicle Fuel	\$ 1,500.00	\$ 893.61	\$ 1,200.00
Vehicle Maintenance	\$ 1,250.00	\$ 488.20	\$ 1,000.00
Total Expense	\$ 100,707.07	\$ 83,142.77	\$ 97,892.61
Net Income	\$ 42,216.30	\$ 41,915.28	\$ 42,107.39

Sewer

Income	FY17 Budget	FY17 Actuals (July 16' - May 8th, 17')	FY18 Projected Budget
Equipment Rentals	\$ 200.00	\$ 110.00	\$ 175.00
Miscellaneous Income	\$ 150.00	\$ 33.00	\$ 100.00
Sales Tax	\$ 5,250.00	\$ 3,921.59	\$ 4,800.00
Sewer Fees	\$ 105,000.00	\$ 92,504.87	\$ 110,000.00
Total Income	\$ 110,600.00	\$ 96,569.46	\$ 115,075.00
Expense			
Bldg/Grnd Maint Repair	\$ 300.00	\$ -	\$ 150.00
Chemicals	\$ 5,000.00	\$ 2,185.00	\$ 4,000.00
Contract Labor	\$ 8,500.00	\$ 1,792.50	\$ 6,000.00
Dues and Subscriptions	\$ 2,000.00	\$ 1,280.00	\$ 1,750.00
Electricity	\$ 26,000.00	\$ 21,728.49	\$ 26,000.00
Equipment Maint & Repair	\$ 2,500.00	\$ -	\$ 1,500.00
Equipment Purchase	\$ 2,500.00	\$ 377.70	\$ 2,000.00
Fees & Permit	\$ 25.00	\$ -	\$ 25.00
Health Insurance	\$ 13,871.79	\$ 11,658.63	\$ 14,000.00
Heating Fuel	\$ 2,000.00	\$ 1,962.00	\$ 2,200.00
AML/Insurance	\$ 5,597.00	\$ 5,597.00	\$ 6,000.00
Life Insurance	\$ 92.61	\$ 77.83	\$ 92.61
Worker's Compensation	\$ 2,761.69	\$ 2,761.69	\$ 2,850.00
Internet Use	\$ 600.00	\$ 358.82	\$ -
Materials and Supplies	\$ 3,500.00	\$ 988.26	\$ 3,000.00
Miscellaneous Expense	\$ 100.00	\$ -	\$ 120.00
HSA Company	\$ 7,950.33	\$ 7,027.25	\$ 6,250.00
Payroll Taxes	\$ 1,288.66	\$ 877.20	\$ 1,300.00
PERS	\$ 9,028.80	\$ 7,343.31	\$ 9,030.00
Payroll Expenses	\$ 41,040.00	\$ 33,877.84	\$ 43,000.00
Postage and Freight	\$ 1,500.00	\$ 964.11	\$ 1,250.00
Testing	\$ 7,500.00	\$ 7,004.18	\$ 7,800.00
Training	\$ 1,000.00	\$ 300.00	\$ 800.00
Travel Expense	\$ -	\$ -	\$ 500.00
Vehicle Fuel	\$ 250.00	\$ 28.88	\$ 250.00
Vehicle Maintenance	\$ 250.00	\$ -	\$ 250.00
Total Expense	\$ 145,155.88	\$ 108,190.69	\$ 140,117.61
Net Income	\$ (34,555.88)	\$ (11,621.23)	\$ (25,042.61)

Water			
Income	FY17 Budget	FY17 Actuals (July 16' - May 8th, 17')	FY18 Projected Budget
Miscellaneous Income	\$ 450.00	\$ -	\$ 250.00
Sales Tax	\$ 6,200.00	\$ 4,963.12	\$ 6,200.00
Water Fees	\$ 130,000.00	\$ 110,882.12	\$ 130,000.00
Total Income	\$ 136,650.00	\$ 115,845.24	\$ 136,450.00
Expense			
Bldg/Grnd Maint Repair	\$ 500.00	\$ -	\$ 500.00
Chemicals	\$ 8,500.00	\$ 5,652.50	\$ 8,500.00
Contract Labor	\$ 6,000.00	\$ 2,990.00	\$ 4,500.00
Dues and Subscriptions	\$ 800.00	\$ 730.00	\$ 800.00
Electricity	\$ 11,250.00	\$ 9,209.90	\$ 11,250.00
Equipment Maint & Repair	\$ 5,000.00	\$ -	\$ 2,500.00
Equipment Purchase	\$ 3,000.00	\$ 593.51	\$ 1,000.00
Health Insurance	\$ 18,058.14	\$ 15,303.97	\$ 19,000.00
Heating Fuel	\$ 6,200.00	\$ 5,383.93	\$ 6,300.00
AML/Insurance	\$ 3,895.00	\$ 3,895.00	\$ 4,000.00
Life Insurance	\$ 92.61	\$ 78.89	\$ 92.61
Worker's Compensation	\$ 3,920.33	\$ 4,106.43	\$ 4,250.00
Materials and Supplies	\$ 7,500.00	\$ 5,558.27	\$ 7,000.00
Miscellaneous Expense	\$ 250.00	\$ -	\$ -
HSA Company	\$ 8,061.57	\$ 7,138.49	\$ 6,250.00
Payroll Taxes	\$ 1,661.69	\$ 1,223.18	\$ 1,600.00
PERS	\$ 11,642.40	\$ 10,257.18	\$ 12,000.00
Payroll Expenses	\$ 52,920.00	\$ 48,810.21	\$ 53,000.00
Postage and Freight	\$ 5,500.00	\$ 3,748.93	\$ 5,250.00
Telephone	\$ 125.00	\$ 118.05	\$ 150.00
Testing	\$ 8,000.00	\$ 6,326.71	\$ 8,000.00
Training	\$ 400.00	\$ 400.00	\$ 400.00
Vehicle Fuel	\$ 2,500.00	\$ 1,888.13	\$ 2,500.00
Vehicle Maintenance	\$ 500.00	\$ 19.98	\$ 350.00
Total Expense	\$ 166,276.74	\$ 133,433.26	\$ 159,192.61
Net Income	\$ (29,626.74)	\$ (17,588.02)	\$ (22,742.61)

ORDINANCE 17-05-16-01
CITY OF THORNE BAY

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA, AMENDING TITLE 17-ZONING, CHAPTERS 17.04 –
PLANNING AND ZONING, ADDING SECTION 17.04.040-
COMMUNICATIONS-TELECOMMUNICATIONS FACILITIES

BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA

- Section 1. Classification. This ordinance is of a general and permanent nature, the chapter and section hereby amended shall be added to the Thorne Bay Municipal Code.
- Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstances is held invalid, the circumstances shall not be affected thereby.
- Section 3. Amendment of Section. The title and chapter of Title 17-Zoning, Chapter 17.04-Planning and Zoning, Sections 17.04.040 Communications-Telecommunications Facilities, is hereby added.
- Section 4. Effective Date. This ordinance shall become effective upon adoption.

PASSED AND APPROVED May 16, 2017

James Gould, Mayor
ATTEST:

Teri Feibel, CMC

[Introduction: May 2, 2017]
[Public Hearing: May 16, 2017]

TITLE 17 – ZONING
CHAPTER 17.04 – PLANNING AND ZONING
ADDING SECTION:

17.04.040 Communications-Telecommunications Facilities.

A. Purpose.

The purpose of this section is to allow and regulate the design, location, placement, construction, and removal of Communications and Telecommunication facilities, towers, and antennas.

B. Criteria. Communications and Telecommunication facilities, towers, and antennas should consider adverse impacts, surrounding land uses, and co location.

1. The applicant shall provide an analysis prepared by a radio or electrical engineer demonstrating that the proposed location of the antennas is necessary to meet the coverage and capacity needs of its system and that there is no existing antenna support structure that could adequately serve the area if antennas were placed on it.
2. The placement, design, use and operation of telecommunications facilities shall comply with the Telecommunications Act of 1996 and the rules of the Federal Communications Commission (FCC).

C. Telecommunication facilities, towers, and/or antennas may be permitted out right or by the Planning Commission as a conditional use if all if all facilities, towers and/or antennas can comply with All required Design Criterial.

1. Permitted out right
 - a. Industrial Zone
 - b. Commercial Zone
 - c. Residential / Commercial III
 - d. All zones if there is a (600) six hundred foot setback from the security fencing
2. Permitted by Conditional Use
 - a. Greentree Heights Zone
 - b. Deer Creek Zone
 - c. Public Zone
 - d. Water Front Zone
 - e. Residential / Commercial I and II

D. Design Criteria.

1. All towers shall be designed and certified by a licensed engineer for structural soundness and conformity with all applicable State and Federal Codes and Laws.

17.04.040 Communications-Telecommunications Facilities.

2. Freestanding towers shall be designed in all respects so as to accommodate co-location of the applicant's antennas and at least two additional users and to allow for future rearrangement of antennas upon the tower, antennas mounted at varying heights, and to accommodate supporting buildings and equipment.
3. Towers shall be located and painted so as to minimize their visibility where practicable and except as dictated by the Federal Aviation Administration (FAA).
4. No telecommunications tower or facility shall be located in the required minimum setbacks in any zone, with the exception that the use of existing light poles, high voltage poles or towers, and telecommunication towers are exempt from the setback requirements; provided, that such pole or telecommunications tower is not increased in height. Placement of new towers shall be set back from adjacent property lines a distance equal to or greater than to the actual height of the tower.
5. Towers are exempt from the height restriction set forth in the zones and subject to the following limitations:
 - a. Towers permitted out right shall not exceed 200 feet in height and can meet all the setback requirements from buildings. Towers may be permitted higher than 200 feet if permitted through a conditional use.
 - b. Towers permitted through a conditional use shall not exceed 60 feet in height unless located in an area not suitable for residential development and can meet all the setback requirements from buildings and property lines.
6. No telecommunications tower or antennas shall be artificially illuminated unless required by law or the Federal Aviation Administration.
7. A freestanding tower shall be enclosed by security fencing not less than eight feet in height and secured so that it is not accessible by the general public. Fence design, materials and colors shall reflect the character of the surrounding area. Climb guards are required on towers that are attached to existing structures when mounted on the ground and unable to be enclosed by fencing.

17.04.040 Communications-Telecommunications Facilities.

8. Adequate access to the facility must be provided from a public right-of-way or easement consistent with the type of facility constructed.

Sites off the road system do not require access via a right-of-way.

D. Removal of Communications and Telecommunications facilities. Towers, and antennas. Any facility, tower or antenna which is not used for three years shall be removed along with any associated above-ground facilities within 90 days of said 3 years unless an extension is approved by the governing body prior to the expiration of said 90 days. Failure to remove a facility, tower or antenna as provide by the chapter shall be deemed a nuisance and the city may seek abatement of the nuisance at the property owner's expense.

ORDINANCE 17-05-16-02
CITY OF THORNE BAY

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA, AMENDING TITLE 17-ZONING, CHAPTERS 17.04 –PLANNING & ZONING, SECTIONS 17.04.022 RESIDENTIAL ZONE, 17.04.025 MIXED RESIDENTIAL/COMMERCIAL II, and 17.04.027 COMMERCIAL ZONE; ADDING COMMUNICATIONS-TELECOMMUNICATIONS FACILITIES AS PERMITTED OR CONDITIONALLY PERMITTED USE WITHIN THE ZONES

BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA

- Section 1. Classification. This ordinance is of a general and permanent nature, the chapter and section hereby amended shall be added to the Thorne Bay Municipal Code.
- Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstances is held invalid, the circumstances shall not be affected thereby.
- Section 3. Amendment of Section. The title and chapter of Title 17-Zoning, Chapter 17.04-Planning and Zoning, Sections 17.04.022-Residential Zone, 17.04.025 Mixed Residential/Commercial II, and 17.04.027- Commercial Zone; adding Communications-Telecommunications Facilities as permitted or conditionally permitted use, is hereby added.
- Section 4. Effective Date. This ordinance shall become effective upon adoption.

PASSED AND APPROVED May 16, 2017

James Gould, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: May 2, 2017]
[Public Hearing: May 16, 2017]

Additions are in bold

Title 17-Zoning

Chapter 17.04 – Planning and Zoning

Amendment summary: This amendment will allow for **Communications-Telecommunications Facilities in each zone as follows:**

Permitted Use in zones:

- a. Industrial Zone
- b. Commercial Zone
- c. Residential / Commercial III
- d. All zones if there is a (600) six-hundred-foot setback from the security fencing

Permitted by Conditional Use

- a. Greentree Heights Zone
- b. Deer Creek Zone
- c. Public Zone
- d. Water Front Zone
- e. Residential / Commercial I and II

17.04.022 Residential zone. The purpose of the residential zone is to maintain property values and to provide for aesthetically pleasing neighborhoods by permitting single-family houses, duplexes and modular homes with a limited range of compatible uses.

B. Conditional Uses. The purpose of a conditional use is to provide for uses that may be suitable in certain locations within this zone but not all locations.

9. COMMUNICATIONS-TELECOMMUNICATIONS FACILITIES

17.04.025 Mixed residential/commercial II. The purpose of this zone is to provide for an aesthetically pleasing neighborhood and to maintain property values by permitting single-family houses, duplexes and mobile homes plus accommodating present mixed commercial uses.

D. Conditional Uses. The purpose of a conditional use is to provide for uses that may be suitable in certain locations within this zone but not all locations.

11. COMMUNICATIONS-TELECOMMUNICATIONS FACILITIES

~~E. Commercial Uses-Commercial~~ (I believe this is error and should read: **Conditional Uses-Commercial**)

~~**E. Conditional Uses-Commercial.**~~

15. COMMUNICATIONS-TELECOMMUNICATIONS FACILITIES

17.04.027 Commercial zone. The purpose of the commercial zone is to accommodate a wide range of commercial and compatible light industrial uses.

A. Permitted Uses.

27. COMMUNICATIONS-TELECOMMUNICATIONS FACILITIES

ORDINANCE 17-05-16-03
CITY OF THORNE BAY

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA, AMENDING TITLE 16-SUBDIVISIONS, CHAPTER 16.12-PLATTING REQUIREMENTS, SECTIONS 16.12.020-WAIVER PROVISIONS FOR LOTS OVER 5 ACRES; 16.12.025-WAIVER PROVISIONS FOR LOTS UNDER 5 ACRES; AND 16.12.030- PROCEDURE FOR LOTS UNDER 5 ACRES

BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA

- Section 1. Classification. This ordinance is of a general and permanent nature, the chapter and section hereby amended shall be added to the Thorne Bay Municipal Code.
- Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstances is held invalid, the circumstances shall not be affected thereby.
- Section 3. Amendment of Section. The Title and chapter of Title 16-Subdivisions, chapter 16.12-Platting Requirements, Sections 16.12.020-Waiver Provisions for lots over 5 acres; 16.12.025-Waiver Provisions for lots under 5 acres, and 16.12.030-Procedure for lots under 5 acres; is hereby amended and added.
- Section 4. Effective Date. This ordinance shall become effective upon adoption.

PASSED AND APPROVED May 16, 2017

James Gould, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: May 2, 2017]
[Public Hearing: May 16, 2017]

Chapter 16.12
PLATTING REQUIREMENTS

16.12.020 Waiver provisions **FOR LOTS OVER 5 ACRES**. The designated planning official (DPO) shall, in individual cases, and in accordance with AS 29.40.090, waive the preparation, submission for **APPROVAL, FILING,** and recording of a plat upon satisfactory evidence that **THAT THE SUBDIVISION MEETS THE FOLLOWING REQUIREMENTS:**

A. The subdivision will result in the creation of four or fewer lots, and each lot created by the subdivision will be at least five acres in size;

B. Each tract or parcel of land created will have legal and physical access to an existing street or public highway;

C. No dedication of a street, alley, thoroughfare, easement, right-of-way or other public area is involved or required;

D. No vacation of a public dedication of land, and no variance from a subdivision regulation is involved or required

16.12.025 **WAIVER PROVISIONS FOR LOTS UNDER 5 ACRES. THE DESIGNATED PLANNING OFFICIAL (DPO) SHALL, IN INDIVIDUAL CASES, WAVE PLANNING COMMISSION REVIEW AND APPROVAL UPON SATISFACTORY EVIDENCE THAT:**

A. THE SUBDIVISION OR PLAT MODIFICATION IS TO CREATE AN EASEMENT, ADJUST A LOT LINE OR DIVIDE AND EXISTING TRACT OR PARCEL OF LAND INTO NO MORE THAN TWO TRACTS OR PARCELS THAT COMPLY WITH CURRENT ZONING;

B. EACH TRACT OR PARCEL OF LAND CREATED WILL HAVE LEGAL AND PHYSICAL ACCESS TO AN EXISTING STREET OR PUBLIC HIGHWAY;

C. NO DEDICATION OF A STREET, ALLEY, THOROUGHFARE, EASEMENT, RIGHT-OF-WAY OR OTHER PUBLIC AREA IS INVOLVED OR REQUIRED;

D. NO VACATION OF A PUBLIC DEDICATION OF LAND, AND NO VARIANCE FROM A SUBDIVISION REGULATION IS INVOLVED OR REQUIRED.

16.12.030 Procedure **FOR LOTS UNDER 5 ACRES**. A. The applicant shall submit a written application and an accurate map (at a scale not to exceed one inch equals fifty feet) of the area, showing the total property involved, proposed subdivision, existing development within five hundred feet, with dimensional and other information sufficient for a decision by the DPO.

B. The DPO shall be responsible for reviewing the waiver application to assure that it is complete and meets all of the provisions stated above **IN SECTION 16.12.025**. No waiver shall be granted for a parcel that, in the DPO's judgment, is unsuitable for development due to geophysical hazards.

C. Upon approval of the waiver application by the DPO, a plat **MAP SHALL BE PREPARED** ~~waiver~~ containing **ALL THE** ~~these~~ **PLATTING AND RECORDING** requirements as stated **IN TITLE 16.16**. ~~shall be signed by the designated planning official.~~ The original shall be recorded in the district recording office and a copy placed with the original waiver application and filed with the city clerk.

CITY OF THORNE BAY
ORDINANCE 17-05-16-04

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA,
AMENDING TITLE 3-REVENUE AND FINANCE, CHAPTER 3.17-SALES TAX,
SECTION 3.17.110-SALES TAX EXEMPTION FOR THE ELDERLY

BE IT ENACTED BY THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA

- Section 1. Classification. This ordinance is of a general and permanent nature, the chapter and section hereby amended shall be added to the Thorne Bay Municipal Code.
- Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstances is held invalid, the circumstances shall not be affected thereby.
- Section 3. Amendment of Section. The title and chapter of Title 3- Revenue and Finance, Section 3.17.110 Sales Tax Exemption for the elderly, is hereby amended.
- Section 4. Effective Date. This ordinance shall become effective upon adoption.

PASSED AND APPROVED May 16, 2017

James Gould, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: May 2, 2017]
[Public Hearing: May 16, 2017]

Additions are in bold

Title 3 – Revenue and Finance
Chapter 3.17 – Sales Tax
Section:

~~3.17.110 Sales tax exemption for the elderly.~~ Anyone sixty-five years of age or older may apply for and be issued by the city manager or designee a senior citizens sales tax exemption card, for **FIFTEEN** dollars, to be renewed bi-annually. This card entitles the person to be exempted from the operation of the city's consumer's sales taxes on purchases of all types of property, rentals and services, **EXCEPT ALCOHOLIC BEVERAGES OF ALL TYPES AND ALL TYPES OF TOBACCO PRODUCTS**, not for use in any trade or-business. No seller within the city shall charge or collect the sales tax on exempted purchases from any person who displays such a valid sales tax exempt card. All sellers within the city shall keep records of such exempt sales and submit quarterly totals of such sales to the revenue collector, together with any other information required by law. To qualify for a tax exempt card a person must prove they have resided in Alaska as a permanent resident for the past 12 months. A copy of their Alaska ID or driver's license, copy of an Alaska Permanent Fund Dividend, or documentation required as part of a permanent fund application or other documentation that verifies a person has established permanent residency in Alaska must be submitted to show proof of residency.

(A). A spouse under 65 years of age is not eligible for the exemption and cannot purchase anything without the presence of the exempt spouse except as listed in subsection (B) of this section.

(B). No person who has not duly applied for and received such an exemption card may use it to obtain such tax exemption. However, in the case where a person is an invalid or otherwise physically unable to leave their home or dwelling to use the card, the city may issue a special card authorizing another person to use the special card for the benefit of the invalid or otherwise physically unable person to use the card.

Organized Village of Kasaan

Department of Transportation

Invoice

Bill To:
City of Thorne Bay

Invoice #: 0010

Date	Staff	Terms
4/28/17	Sara K Yockey	Due Upon Receipt

Quantity	Description	Cost	Total
24 hrs	235 Excavator – Ditching KXA-Goose Creek Road	\$130.00	\$3,120.00
3 hrs	Grader - Southside	\$150.00	\$450.00
3 hrs	Compactor – Southside	\$115.00	\$345.00
30 gallons	Fuel – Southside	\$4.00	\$120.00

Subtotal:	\$4,035.00
	n/a
Balance Due:	\$4,035.00

PHONE

WEB