

# Thorne Bay Municipal Code

## Title 1 – General Provisions

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CHAPTER 1.01 - CODE ADOPTION

**1.01.010 Adoption.**

As authorized by Section 29.48.180 of the Alaska Statutes, there is adopted the "Thorne Bay Municipal Code," as compiled, edited and published by the City Clerk. (Ord. 89-08 § 1, 1989)

**1.01.020 Title-Citation-Reference.**

This code shall be known as the "Thorne Bay Municipal Code" and it shall be sufficient to refer to the code as the "Thorne Bay Municipal Code" in any prosecution for the violation of any provision thereof or in any proceeding at law or equity. It shall be sufficient to designate any ordinance adding to, amending, correcting or repealing all or any part or portion thereof as an addition to, amendment to, correction or repeal of the "Thorne Bay Municipal Code." Further reference may be had to the titles, chapters, sections and subsections of the "Thorne Bay Municipal Code" and such references shall apply to that numbered title, chapter, section or subsection as it appears in the code. (Ord. 89-08 § 2, 1989)

**1.01.030 Codification authority.**

This code consists of all the regulatory and penal ordinances and certain of the administrative ordinances of the city of Thorne Bay, Alaska, codified pursuant to the provisions of Section 29.48.180 of the Alaska Statutes. (Ord. 89-08 § 3, 1989)

**1.01.040 Ordinances passed prior to adoption of the code.**

The last ordinance included in the initial code is Ordinance 88-41, passed August 4, 1988. The following ordinances passed subsequent to Ordinance 88-41, but prior to the adoption of this code, are adopted and made a part of this code: Ordinances 88-42, 88-43, 88-44, 88-45, 88-47, 88-48, 88-50, 88-55, 89-02, 89-03, 89-05, 89-07 and 89-08. (Ord. 89-08 § 4, 1989)

**1.01.050 Reference applies to all amendments.**

Whenever a reference is made to this code as the "Thorne Bay Municipal Code" or to any portion thereof, or to any ordinance of the city of Thorne Bay, Alaska, the reference shall apply to all amendments, corrections and additions heretofore, now or hereafter made. (Ord. 89-08 § 5, 1989)

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### **1.01.060 Title, chapter and section headings.**

Title, chapter and section headings contained in this code shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any title, chapter or section hereof. (Ord. 89-08 § 6, 1989)

### **1.01.070 Reference to specific ordinances.**

The provisions of this code shall not in any manner affect matters of record which refer to or are otherwise connected with ordinances which are therein specifically designated by number or otherwise and which are included within the code, but such reference shall be construed to apply to the corresponding provisions contained within this code. (Ord. 89-08 § 7, 1989)

### **1.01.080 Effect of code on past actions and obligations.**

Neither the adoption of this code nor the repeal or amendment hereby of any ordinance or part or portion of any ordinance of the City of Thorne Bay shall in any manner affect the prosecution for violations of ordinances, which violations were committed prior to the effective date of the ordinance codified in this chapter, nor be construed as a waiver of any license, fee or penalty at said effective date due and unpaid under such ordinances, nor be construed as affecting any of the provisions of such license, fee or penalty, or the penal provisions applicable to any violation thereof, nor to affect the validity of any bond or cash deposit in lieu thereof required to be posted, filed or deposited pursuant to any ordinance and all rights and obligations there under appertaining shall continue in full force and effect. (Ord. 89-08 § 8, 1989)

### **1.01.090 Effective date.**

This code shall become effective on the date the ordinance adopting this code as the "Thorne Bay Municipal Code" becomes effective. (Ord. 89-08 § 9, 1989)

### **1.01.100 Constitutionality.**

If any section, subsection, sentence, clause or phrase of this code is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this code. The council declares that it would have passed this code, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases had

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been declared invalid or unconstitutional, and if for any reason this code should be declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect. (Ord. 89-08 § 10, 1989)

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### Chapter 1.04 - General Provisions Sections:

- 1.04.010 Title.
- 1.04.020 Definitions-Rules of construction.
- 1.04.030 Abbreviations.
- 1.04.040 Catch lines of sections.
- 1.04.050 Administrative rules and regulations- Publication or posting.
- 1.04.060 Amendment-Addition-Repeal.
- 1.04.070 Unlawfully altering code.
- 1.04.080 Temporary and special ordinances to remain in effect.
- 1.04.090 Repeal of ordinances.
- 1.04.100 Severability of parts of code.

#### **1.04.010 Title.**

The ordinances embraced in the following chapters and sections shall constitute and be designated the "Thorne Bay City Code," and may be so cited. (Ord. 88-22 § 5(part), 1988)

#### **1.04.020 Definitions-Rules of construction.**

In the construction of this code and of all ordinances, the following rules shall be observed, unless the context clearly indicates otherwise:

- A. "**Chief administrator**" means the mayor, except that it means City Administrator in the event the city has a manager plan adopted pursuant to AS 29.20.460 et seq., or its successor.
- B. "**The city**" or "**this city**" shall be construed as if the words "of Thorne Bay" follow the word "city," and shall extend to and include its several officers, agents and employees.
- C. "**City attorney**" means the attorney of the city.
- D. "**City clerk**" means the city clerk of the city.
- E. "**City council**" or "**council**" means the city council of the city.
- F. "**City Administrator**" means the City Administrator of the city.
- G. "**City administrator**" means the city administrator of the city.

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- H. **Computation of Time.** Whenever a notice is required to be given or an act to be done a certain length of time before any proceeding shall be had, the day on which such notice is given, or such act is done, shall be counted in computing the time, but the day on which such proceeding is to be had shall not be counted.
- I. **Gender.** A word importing the masculine gender only shall extend and be applied to females and to firms, partnerships and corporations as well as males.
- J. **Interpretation.** In the interpretation and application of any provisions of this code, it shall be held to be the minimum requirement adopted for the promotion of the public health, safety, comfort, convenience and general welfare. Where any provision of the code imposes greater restrictions upon the subject matter than the general provisions imposed by the code, the provision imposing the greater restriction or regulation shall be deemed to be controlling.
- K. **"Mayor"** means the mayor of the city.
- L. **Number.** A word importing the singular number only may extend and be applied to several persons and things as well as to one person and thing.
- M. **"Oath"** includes an affirmation in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases the words "swear" and "sworn" shall be equivalent to the words "affirm" or "affirmed."
- N. **Or, And. "Or" may be read "and" and "and" may be read "or"** if the sense requires it.
- O. **"Owner,"** applied to a building or land, includes any part owner, joint owner, tenant in common, tenant in partnership, joint tenant, or tenant by the entirety, of the whole or of a part of such building or land.
- P. **"Person"** extends and applies to associations, clubs, societies, firms, partnerships and bodies politic and corporate as well as to individuals or groups of individuals.
- Q. **"Personal property"** includes every species of property except real property where otherwise provided in this code.
- R. **"Regular meeting"** or "meeting," whenever the sense of a sentence requires, means "regular or special meeting."
- S. **"State" or "this state"** means the state of Alaska.
- T. **Tense.** Words used in the present or past tense include the future as well as the present or past. (Ord. 98-01 § 3(part), 1998; Ord. 88-22 § 5(part), 1988)

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### **1.04.030 Abbreviations.**

**A.** Whenever in this code the letters "AS" are used, they mean Alaska Statutes. **B.** Whenever in this code the letters "SLA" are used, they mean Session Laws of Alaska. **C.** Whenever in this code the letters "TBCC" are used, they mean Thorne Bay City Code. (Ord. 88-22 § 5(part), 1988)

### **1.04.040 Catch lines of sections.**

The catch lines of the several sections of this code printed in boldface type are intended as catchwords to indicate the contents of the section and shall not be deemed or taken to be the titles of such sections, nor as any part of the section, nor shall they be so deemed when any of such sections, including the catch lines, are amended or reenacted, unless expressly so provided. (Ord. 88-22 § 5(part), 1988)

### **1.04.050 Administrative rules and regulations- Publication or posting.**

All rules and regulations made by an Administrative officer subject to approval by the council under the provisions of this code shall be published, either by one publication in a newspaper of general circulation in the city, or by posting a copy thereof for ten days following their approval by the city council on the city bulletin board in City Hall. (Ord. 88-22 § 5(part), 1988)

### **1.04.060 Amendment-Addition-Repeal.**

**A.** All ordinances passed subsequent to this code which amend, repeal or in any way affect this code, may be numbered in accordance with the numbering system of this code and printed for inclusion herein. In the case of repealed chapters, sections and subsections of any part thereof, by subsequent ordinances, such repealed portions may be excluded from the code by omission from reprinted pages affected thereby. The subsequent ordinances as numbered and printed or omitted, in the case of repeal, shall be prima facie evidence of such subsequent ordinances until such time that this code and subsequent ordinances numbered or omitted are readopted as a new code by the city council.

**B.** Amendments to any other provisions of this code shall be made by amending such provisions by specific reference to the section number of this code in the following language: "That section of the Thorne Bay City Code is hereby amended to read as follows:" The new provisions shall then be set out in full as desired.

**C.** In the event a new section not heretofore existing in the code is to be added, the following language shall be used: "That the Thorne Bay city code is hereby amended by

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adding a section, to be numbered, which said section reads as follows:" The new section shall then be set out in full as desired.

D. All sections, articles, chapters or provisions desired to be repealed must be specifically repealed by section, article, or chapter number, as the case may be. (Ord. 88-22 § 5(part), 1988)

### **1.04.070 Unlawfully altering code.**

It is unlawful for any person in the city to change or amend, by additions or deletions, any part or portion of this code, or to inset or delete pages, or portions thereof, or to alter or tamper with such code in any manner whatsoever which will cause the law of the city to be misrepresented thereby. Any person violating this section shall be punished as provided in Chapter 1.16. (Ord. 88-22 § 5(part), 1988)

### **1.04.080 Temporary and special ordinances to remain in effect.**

The continuance in effect of temporary and/or special ordinances and non-code ordinances, although omitted from the Thorne Bay City Code, shall not be affected by such omission therefrom; and the adoption of the code shall not repeal or amend any such ordinance or part of any such ordinance. (Ord. 88-22 § 5(part), 1988)

### **1.04.090 Repeal of ordinances.**

The repeal of any prior ordinance of the city by any subsequent ordinance shall not operate to revive the provisions of any ordinance which may have been repealed by such prior ordinance, unless such revival shall be expressly provided for. Ordinances repealed remain in force for the trial and punishment of all past offenses of them and for the recovery of penalties and for forfeitures already incurred, and for the preservation of all rights and remedies existing by them, and so far as they may apply to any office, trust, proceeding, right, contract or event already affected by them. (Ord. 88-22 § 5(part), 1988)

### **1.04.100 Severability of parts of code.**

The sections, paragraphs, sentences, clauses and phrases of this code are severable, and if any phrase, clause, sentence, paragraph or section of this code is declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this code. (Ord. 88-22 § 5(part), 1988)



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### Chapter 1.08 - NAME OF MUNICIPALITY Sections:

#### 1.08.010 Designated.

The city of Thorne Bay shall continue as a municipal corporation under the name: "The City of Thorne Bay, Alaska." (Prior code Ch. 2 § 1(A))

### Chapter 1.12 - FORM OF GOVERNMENT

#### 1.12.010 Designated.

The government of the city shall be that commonly known and designated as the mayor-council form. (Prior code Ch. 2 § 1(B))

### Chapter 1.14 - EXTRATERRITORIAL JURISDICTION

#### 1.14.010 Extraterritorial jurisdiction powers adopted.

As authorized by AS 29.35.020, the city may provide for and maintain parks, playgrounds, cemeteries, emergency medical services, solid and septic waste disposal, utility services, airports, streets and roads (including ice roads), trails, transportation facilities, wharves, harbors and other marine facilities outside its boundaries and may regulate their use and operation to the extent that the jurisdiction in which they are located does not regulate them. (Ord. 92-01 § 4, 1992)

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### Chapter 1.16 - GENERAL PENALTY Sections:

**1.16.010 Integration into other enactments.**

**1.16.020 Person defined.**

**1.16.030 Violations-Separate offense.**

**1.16.031 Surcharge**

**1.16.035 Minor Offense Fine Schedule**

**1.16.040 Parents or guardians responsible for damages caused by minors.**

**1.16.050 Damage to City Property.**

#### **1.16.010 Integration into other enactments.**

This penalty provision shall be considered as an integral and organic part of every ordinance, regulation and order that does not contain a specific penalty clause. (Ord. 88-23 § 5 (part), 1988)

#### **1.16.020 Person defined.**

"Person" as used in penalty provisions throughout Thorne Bay's ordinances, includes the officers and any stockholders having more than a thirty percent interest of a corporate defendant. (Ord. 88-23 § 5 (part), 1988)

#### **1.16.030 Violations-Separate offense.**

Every act prohibited by Thorne Bay ordinances is unlawful. Failure to comply with any mandatory requirement of any ordinance is also unlawful. Unless another penalty is expressly provided by a Thorne Bay ordinance for any provision or section, each violation of this code is an infraction, punishable by a fine up to three hundred dollars per violation. Each act or violation and every day upon which a violation occurs or continues constitutes a separate offense unless stated otherwise in any ordinance.

(Ordinance 18-01-02-01; Prior Ord. 88-23 § 5(part), 1988)

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### **1.16.031 SURCHARGE.**

In addition to any penalty prescribed by law, a defendant convicted of violating a city ordinance shall pay the surcharge required under as 12.55.039 and 29.25.074. All such surcharges collected shall be remitted to the state of Alaska as required by as 29.25.074.

### **1.16.035 MINOR OFFENSE FINE SCHEDULE.**

In accordance with as 29.25.070(a), citations for the following offenses may be disposed of as provided in as 12.25.195-.230, without a court appearance, upon payment of the fine amounts listed below plus the state surcharge required by as 12.55.039 and as 29.25.074.

**FINES MUST BE PAID TO THE COURT.** If an offense is not listed on a fine schedule, the defendant must appear in court to answer the charges. The Alaska court system's rules of minor offense procedure apply to all offenses listed below. Citations charging these offenses must meet the requirements of minor offense rule 3. If a person charged with one of these offenses appears in court and is found guilty, the penalty imposed for the offense may not exceed the fine amount for that offense listed below.

The fine amounts listed below are doubled for motor vehicle or traffic offenses committed in a highway work zone or traffic safety corridor, as those terms are defined in as 28.90.990 and 13 AAC 40.010(b).

An offense listed in this schedule may not be disposed of without court appearance if the offense is in connection with a motor vehicle accident that results in the death of a person. (Ordinance 18-01-02-01)

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### Thorne Bay Minor Offense Fine Schedule:

Ordinance Number	Ordinance Description	Offense Mandatory Optional Correctable	Fine Amount
<b>TBMC6.04 Animals Restraint</b> - Any person who violates or causes or permits to be violated any provision of this chapter or fails or refuses to comply with any lawful order or direction of the litter enforcement officer on behalf of the city in connection with this chapter, is guilty of an infraction and shall be punished by the fine established in the 1.16.035 fine schedule or no fine is listed in the fine schedule, then by the fine established in 1.16.030			
TBMC6.04.020 - G	Animals - Licensing - Failure to License Animals - 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.020 - M	Animals - Licensing - M - Use of animal license for animal other than which issued - 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.020 - N	Animals - Licensing - N - Failure to notify change in animal ownership to Clerks Office - 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.050 - A	Animals-Restraint A-Animal running at large-1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.050 - B	Animals-Restraint B-Grazing on public space without consent of city - 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.050 - C	Animals-Restraint C-Allow livestock on private property within city - 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.050 - D	Animals-Restraint D-Release tied/confined animal without owner's permission - 1st & Subsequent Offense	Optional	\$100.00
TBMC6.04.055 - (A)(1)	Animals-Control of Dogs-Unlawful acts (1) Animal to run at large within the City - 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.055 - (A)(2)	Animals-Control of Dogs-Unlawful acts (2) Allow dog on public school grounds during school hours, 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.055 - (A)(3)	Animals-Control of Dogs-Unlawful acts (3) Permit a dog in public parks without a leash, 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.055 - (A)(4)	Animals-Control of Dogs-Unlawful acts (4) Allow dog into location with food unless certified service dog, 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.055 - (A)(5)	Animals-Control of Dogs-Unlawful acts (5) keep animal after creating 3 disturbance complaints in one month, 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.055 - (A)(6)	Animals-Control of Dogs-Unlawful acts (6) Failure to Confine Female Dog in Heat, 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.070 (A)	Animals-Animal Care-A-Humane Care & Treatment - 1st & Subsequent Offense	Optional	\$200.00

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TBMC6.04.070 (B)	Animals-Animal Care-B-Animal Abuse - 1st & Subsequent Offense	Optional	\$200.00
TBMC6.04.070 (C)	Animals-Animal Care-C- Abandonment - 1st & Subsequent Offense	Optional	\$200.00
TBMC6.04.070 (D)	Animals-Animal Care-D-Giving live animal as prizes-1st & Subsequent Offense	Optional	\$200.00
TBMC6.04.070 (E)	Animals-Animal Care-E-Failure to render assistance-1st & Subsequent Offense	Optional	\$200.00
TBMC6.04.070 (F)	Animals-Animal Care-F- Knowingly Expose Animal to Poison-1st & Subsequent Offense	Optional	\$200.00
TBMC6.04.080	Animal - Keeping of Wild Animals - 1st & Subsequent Offense	Optional	\$50.00
TBMC6.04.090	Animal - Animal Waste - 1st & Subsequent Offense	Optional	\$50.00
TBMC8.04.050 - FIREWORKS- PROHIBITED ACTS - Subsections (A - G) Any person who violates or causes or permits to be violated any provision of this chapter or fails or refuses to comply with any lawful order or direction of the litter enforcement officer on behalf of the city in connection with this chapter, is guilty of an infraction and shall be punished by the fine established in the 1.16.035 fine schedule or no fine is listed in the fine schedule, then by the fine established in 1.16.030			
TBMC8.04.050 (A)	Fireworks (A) Throwing firework prohibited - 1st & Subsequent Offense	Optional	\$100.00
TBMC8.04.050 (B)	Fireworks (B) Throwing fireworks from a motor vehicle -1st & Subsequent Offense	Optional	\$100.00
TBMC8.04.050 (C)	Fireworks (C) Store/keep/sell/fireworks within 50ft. of gas/volatile liquids prohibited	Optional	\$100.00
TBMC8.04.050 (D)	Fireworks (D) Discharge fireworks within 1,000 ft of hospital - 1st & Subsequent Offense	Optional	\$100.00
TBMC8.04.050 (E)	Fireworks (E) Discharge fireworks under/on a motor vehicle - 1st & Subsequent Offense	Optional	\$100.00
TBMC8.04.050 (F)	Fireworks (F) Discharge fireworks within 50 ft. of where fireworks are sold - 1st & Subsequent Offense	Optional	\$100.00
TBMC8.04.050 (G)	Fireworks (G) Mishandle fireworks - 1st & Subsequent Offense	Optional	\$100.00
Chapter 9.05 - DISCHARGE OF FIREARMS - SECTIONS - Any person who violates or causes or permits to be violated any provision of this chapter or fails or refuses to comply with any lawful order or direction of the litter enforcement officer on behalf of the city in connection with this chapter, is guilty of an infraction and shall be punished by the fine established in the 1.16.035 fine schedule or no fine is listed in the fine schedule, then by the fine established in 1.16.030			
TBMC9.05.010 (A)	Discharge of Firearms Prohibited, A. Within the City Limits, including Main Town Side, South Thorne Bay, Goose Creek Subdivision - 1st & Subsequent Offense	Optional	\$150.00

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TBMC9.05.010 (B)	Discharge of Firearms Prohibited, B. On, into, or across that body of water known as Thorne Bay, 1st & Subsequent Offense	Optional	\$150.00
TBMC9.05.010 (C)	Discharge of Firearms Prohibited, C. Within the municipal boundaries of Thorne Bay one-half hour before sunrise and one-half hour after sunset. 1st & Subsequent Offense	Optional	\$150.00
TBMC9.05.010 (D)	Discharge of Firearms Prohibited, D. Any citizen from discharging a firearm on the left side of the Kasaan Road #2030970 when traveling to Kasaan from Goose Creek between the “no shooting” sign at AP&T power pole #116, a distance of approximately 2.5 miles, 1st & Subsequent Offense	Optional	\$150.00
TBMC9.08.020 - Alcohol Beverages - Any person who violates or causes or permits to be violated any provision of this chapter or fails or refuses to comply with any lawful order or direction of the litter enforcement officer on behalf of the city in connection with this chapter, is guilty of an infraction and shall be punished by the fine established in the 1.16.035 fine schedule or no fine is listed in the fine schedule, then by the fine established in 1.16.030			
TBMC9.08.020	Alcohol Beverages - State License Requirement - 1st & Subsequent Offense	Optional	\$200.00
TBMC9.08.030	Alcohol Beverages - Hours of Consumption - 1st & Subsequent Offense	Optional	\$200.00
TBMC9.08.040	Alcohol Beverages - Access of persons under the age of twenty-one to licensed premises - 1st & Subsequent Offense	Optional	\$200.00
TBMC9.08.050	Alcohol Beverages - Possession or consumption under the age of twenty-one - 1st and Subsequent Offense	Mandatory	
TBMC9.08.060	Alcohol Beverages - Furnishing of alcoholic beverages to persons under the age of twenty-one - 1st and Subsequent Offense	Mandatory	
TBMC9.08.080	Alcohol Beverages - Purchase by persons under the age of twenty-one - 1st and Subsequent Offense	Mandatory	
TBMC9.08.090	Alcohol Beverages-Unlawful drinking on premises - 1st and Subsequent Offense	Optional	\$200.00
TBMC9.08.100	Alcohol Beverages-Solicitation of alcohol beverage-1st and Subsequent Offense	Optional	\$200.00
TBMC9.08.110	Alcohol Beverages-Sale or disposition of alcoholic beverages to drunken person -1st and Subsequent Offense	Optional	\$200.00
TBMC9.08.120	Alcohol Beverages - Access of drunken persons to licensed premises - 1st and Subsequent Offense	Optional	\$200.00
TBMC9.08.130	Alcohol Beverages-Obligation to enforce restrictions within licensed premises - 1st & Subsequent Offense	Optional	\$200.00

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TBMC9.08.140	Alcohol Beverages-Stock to be kept on premises - 1st and Subsequent Offense	Optional	\$200.00
TBMC9.08.150	Alcohol Beverages - Right of inspection - 1st and Subsequent Offense	Optional	\$200.00
TBMC9.08.160	Alcohol Beverages - Playing music - Restriction - 1st & Subsequent Offense	Optional	\$200.00
TBMC9.08.180	Alcohol Beverages - Possession of dangerous weapons (knives) prohibited - 1st & Subsequent Offense	Optional	\$200.00
TBMC9.12.030	Protection of survey monuments - Prohibition, unlawful acts, disturbance of monuments - 1st & Subsequent Offense	Optional	\$100.00
9.20.210 Penalty and remedies. A. Any person who violates or causes or permits to be violated any provision of this chapter or fails or refuses to comply with any lawful order or direction of the litter enforcement officer on behalf of the city in connection with this chapter, is guilty of an infraction and shall be punished by the fine established in the 1.16.035 fine schedule or no fine is listed in the fine schedule, then by the fine established in 1.16.030			
TBMC9.20.020	Litter control - Littering prohibited - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.030	Litter control - Prevention of scattering - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.040	Litter Control - Tampering with litter receptacles - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.050	Litter Control - Walkways, streets & alleys - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.060	Litter Control - Private Premises - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.070	Litter Control - Public Places - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.080	Litter Control - Business Premises - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.090	Litter Control - Littering from vehicles - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.100	Litter Control - Litter from aircraft - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.110	Litter Control - Litter in Parks - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.120	Litter Control - Construction sites - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.130	Litter Control - Parking lot-Litter receptacle required - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.140	Litter Control - Litter receptacles obstructing traffic - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.150	Litter control - Commercial handbills prohibited - 1st & Subsequent Offense	Optional	\$75.00

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TBMC9.20.170	Litter Control - Obedience of law required - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.180	Litter control - Obedience to officials required - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.190	Litter control - Emergency Powers - 1st & Subsequent Offense	Optional	\$75.00
TBMC9.20.200	Litter Control - Compliance Order - 1st & Subsequent Offense	Optional	\$75.00
9.22.060 Violations-Penalties. Any person found to be in violation of this chapter shall be guilty of an infraction punishable by the fine established in the fine schedule in 1.16.035 or if no fine is listed in the fine schedule then by the fine established in 1.16.			
TBMC9.22.020	Water Hydrants - Description and Location - 1st & Subsequent Offense	Optional	\$50.00
TBMC9.22.030	Water Hydrants - Intended Use - 1st & Subsequent Offense	Optional	\$50.00
TBMC9.22.040	Water Hydrants - Accessibility - 1st & Subsequent Offense	Optional	\$50.00
TBMC9.22.050	Water Hydrants - Fence openings and gates - 1st & Subsequent Offense	Optional	\$50.00

**1.16.040 Parents or guardians responsible for damages caused by minors.**

A parent, legal guardian or other person having custody or control of a minor that causes damage or injury to city property, shall be responsible for costs incurred by city to repair or replace the damaged property, including but not limited to costs of materials, supplies, equipment, labor, clerical and all other associated costs. (Ord. 99-05 § 4, 1999)

**1.16.050 Damage to city property.**

Damage to City property or equipment which is either, willfully malicious or grossly negligent shall be recovered at the cost of repair or replacement from the person, or corporate entity causing said damage. A fine of up to ten times the cost of repair or replacement of City property may be imposed on said person or corporate entity that caused willfully malicious or grossly negligent damage. The City will replace or repair City property that is damaged, despite any proceedings that may be in process to recover losses from damage in a timely manner, unless those costs cause major financial hardship to the City. A major financial hardship to the City would be determined by the City Council.

(Ordinance 05-12-20-01)