

AGENDA
FOR THE REGULAR MEETING
OF THE CITY COUNCIL
FOR THE CITY OF THORNE BAY, AK
COUNCIL CHAMBERS
CITY HALL
TUESDAY
December 4, 2018
6:30 p.m.

The meeting will be preceded by a workshop beginning at 6:00 p.m.

- 1. CALL TO ORDER:**
- 2. PLEDGE TO FLAG:**
- 3. ROLL CALL:**
- 4. APPROVAL OF AGENDA:**
- 5. MAYOR'S REPORT:**
- 6. ADMINISTRATIVE REPORTS:**
 - a.) City Administrator:
 - b.) City Clerk:
- 7. PUBLIC COMMENTS:**
- 8. COUNCIL COMMENTS:**
- 9. CONSENT AGENDA:**
 - A. **MINUTES:**
 - i. Approval of the Minutes November 20, 2018, Regular City Council Meeting, discussion and action item:
- 10. NEW BUSINESS:**
 - A. **Resolution 18-12-04-01**, adopting the Alternative Allocation Method for the FY19 Shared Fisheries Business Tax Program and Certifying that this allocation method fairly represents the distribution in the Southern Southeast Area, discussion and action item:

CONTINUED NEW BUSINESS:

- B. **Resolution 18-12-04-02**, supporting the City's efforts to secure options for a new community center through options provided, discussion and action item: (Options to review are 1.) move forward with the New Library in stages, using the basement as the new community center; 2.) Repair current Bay Chalet; 3.) Build or buy modular building to be used as Community Center; 4.) Do nothing, remove Bay Chalet and find another location to host events (School, Church, etc.)

11. ORDINANCE FOR PUBLIC HEARING:

- A. **Ordinance 18-12-04-01**, Non-Code Ordinance, Authorizing the Sale of Municipal Owned Property, located in the Deer Creek Subdivision Lot DC4, to James Atkinson, discussion and action item:
- B. **Ordinance 18-12-04-02**, amending Title 13-Utilities; Chapter 13.02-Application for Services, and Title 18-Harbor, Chapter 18.20-Registration and Stall Assignment, discussion and action item:

12. ORDINANCE FOR INTRODUCTION:

- A. **Ordinance 18-12-18-01**, amending Title 1.16.035 –Minor Offense Fine Schedule Correcting Sequential Order, discussion and action item:
- B. **Ordinance 18-12-18-02**, amending Title 1-General Provisions, Chapter 1.01 – Code Adoption, adding Section 1.01.035-General Clean-up, discussion and action item:

12. EXPENDITURE EXCEEDING \$2,000.00:

- A. Authorizing expenditure of \$7,425.00, to First City Electric for helipad Lighting materials, labor, shipping, travel, room & board, and overhead, discussion and action item:

13. CONTINUATION OF PUBLIC COMMENT:

14. CONTINUATION OF COUNCIL COMMENT:

15. ADJOURNMENT:

Posted: November 30, 2018

City Website @ www.thornebay-ak.gov;

Posted by fax: October 11, 2017 - City Hall (2), A&P, SISD, USFS, The Port, Thorne Bay School

MINUTES
FOR THE REGULAR
CITY COUNCIL MEETING
CITY OF THORNE BAY
COUNCIL CHAMBERS
CITY HALL
TUESDAY, NOVEMBER 20, 2018
6:30 p.m.

The meeting was preceded by a workshop at 6:00 p.m.

1. CALL TO ORDER:

Mayor McDonald 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:

Those present were: McDonald, Hartwell, Williams, Carlson, and Slayton
Attending by phone: Burger and Edenfield
There was a quorum.

4. APPROVAL OF AGENDA:

McDonald moved to approve the agenda as written. Hartwell seconded the motion.
There was no further discussion.

MOTION: Move to approve the agenda noting correction under item 11-
Ordinance for Public Hearing, correcting to Ordinances for Introduction

F/S: McDonald/Hartwell

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

NAYS: None

STATUS: Motion Passed.

5. MAYOR'S REPORT:

Mayor McDonald reported the following:

1. Met with the Lieutenant Governor, November 20th at 12:00 p.m., in Craig. I provided the Lieutenant Governor with a list of items I felt were a priority for the community:
 - a. **Meeting November 20, 2018 12:00 p.m. in Craig at Dockside with Lt Governor Thorne Bay issues:**
 - i. When the State sells land (subdivisions) in Thorne Bay the State keeps the road R-O-W in State ownership. The State leaves the responsibility of maintaining these roads with the City of Thorne Bay without any funding to maintain State land. Also, if a violation of use happens the City does not have the authority to act on the violation on State land.
 - ii. The Kasaan road should be put on the maintenance list for the State. It is the main line to the City of Kasaan and is the only access for the citizens to travel to other communities on Prince of Wales Island. At this time the Cities of Thorne Bay and Kasaan have to maintain this road. Access roads to other communities on the Island are maintained by the State.
 - iii. We are still working to get better communications available on Prince of Wales Island. We have had numerous meetings with the communication services about this but have not seen any action. Prince of Wales Island seems to have been forgotten in the communication arena.
 - iv. With a new administration coming in we want to be sure the City's revenue sharing is maintained. The City is a second-class city, and this is a big part of how the City budgets it's activities to run the City.
 - v. As budgets get tighter and tighter unfunded mandates become unattainable. Our budget has been trimmed down to a point that if a mandate comes down from the State, dollars need to come with the work requested.
2. I received a letter from Governor Walker's office in response to the letter I sent regarding the concern for the state's winter maintenance schedule, specifically the planned reduction in the snow plowing schedule by Department of Transportation (DOT), for the Klawock Airport road.
3. There will be a Public Meeting of the East Prince of Wales Fish and Game Advisory Committee on December 13th in City Hall Council Chambers at 6:00 p.m. The meeting will be formation and election of the board members.

4. Annual Thorne Bay Christmas Dinner is scheduled for Wednesday, December 19th. Contact Jim McFarland if you want information regarding the dinner, or would like to volunteer your services.
6. ADMINISTRATIVE REPORTS:

a.) City Administrator:

Meetings Attended and Updates:

- A. I will be leaving Dec 2rd to go south to continue to address my hip /or back issues.
- B. POWCAC meeting next Tue the 27th at the Votec Center in Klawock. Transportation and election of officers is on the agenda. Several members are voicing concern that POWCAC is losing support as this year I think the last meeting was March.
- C. Josh Peavy continues to make weekend calls to city hall which include threat to city staff. One thing for sure his vocabulary is not improving. We can either go into executive session or you can see me or Teri after the meeting.
- D. All City services will be closed for thanksgiving and Friday November 23rd.

Tasks and Projects:

- A. The last couple weeks employee issues have been consuming a lot of mine and Teri's time.
- B. The Bay Chalet is now closed to all public use as we look into options to repair the floor by the back door and in both restrooms. The repairs may be expensive and so we are also looking at other options such as building the basement for the library and making that the community building. We are also working at some options that might allow limited use of the fire hall and City Hall.
- C. Looks like the Sonny Martin Barge will continue to rust away where it currently sits as the removal cost is far more than the state or Sonny are willing to take on.
- D. Like with all threats of legal action we have been trying to follow the proper steps as outline from past legal action. We can either go into executive session or you can see me or Teri after the meeting.
- E. The latest STIP Amendment 1 shows the Kasaan Road receiving \$2,198,527 in FY18
- F. Davidson Landing Fire hall is being cleaned up so the southside can have a Christmas Party. They also plan to put up a lighted Christmas tree outside.

New Business:

- A. Resolution 18-11-20-01 certifying the FY 18 Financial Statement for Income and Expenses. Teri can answer any questions.
- B. Resolution 18-11-20-02 is in support of remodeling the clinic to accommodate Tongass Credit Union and SEARHC. Both have expressed interest in renting space although SEARHC wants to do it on a trial run for six months wherein they will be open one day a week.
- C. Resolution 18-11-20-03 is authorizing the administrator to start the process for leasing an acre at Davidson Landing. Over the years people have comment about the need for some commercial space on the southside and most recently a request was submitted in writing.

- D. Resolution 18-11-20-04 updating the authorized signers for the City's checking accounts. Teri can answer any questions.
- E. Nomination for individual to serve on the Federal Subsistence Regional Advisor Council. Teri can answer any questions.

ORDINANCES FOR PUBLIC HEARING

- A. Ordinance 18-12-04-01, Non-Code Ordinance, Authorizing the Sale of Municipal Owned Property, located in the Deer Creek Subdivision. Lo DC 4. This is the last city owned lot in the Deer Creek Subdivision. This parcel needs to have all the same restrictions on it as the Lot 1 and 2, especially the blasting part as there are cars and houses close by.
- B. Ordinance 18-12-04-02, Amending Title 13 Utilities application for service is just removing the dollar amount for the ordinance and moving it to a resolution where other fees are found and Title 18 Harbor registration and stall assignment is again just moving fees from the ordinance to resolution format.

ORDINANCES FOR INTRODUCTION:

- A. Ordinance 18-10-08-01, amending Title 13 – is reorganizing the codes addressing water and sewer use so fines, penalties and enforcement can be added to Title 1

Expenditures over \$2000: None

Executive Session: NO

Harbors and Parks: you have a copy of the harbor report from the harbormaster.

Streets and Roads: you have a copy of the street and roads report from the supervisor. Brakes on the small loader have been repaired and for far less than first estimated. Waiting for bearings to finish repairing the sander.

Water and Sewer: Sam was in Ketchikan for a week long training for Level II operator, took the test but will not get results for several weeks. The next weekend the water treatment operations stopped working due to the Nalco solidifying in the bottom of the feed tank which shut down the electronic monitoring that control the treatment process. Everything is back on line. Because of the amount of back washing we are in the process of cleaning the drain system for the backwash ponds.

Solid Waste: Ron in his spare time continues to diagnose the baler one relay at a time. He is waiting for a couple relay switches to test the next step.

Law Enforcement: Jason Wilson says they are doing back ground checks on possible VPSOs for Thorne Bay. I am guessing they are new recruits so there may be a long training program after selection.

FIRE/EMS: In January there will be 3 to 4 days of fire training at the Craig Fire hall. We are trying to encourage every volunteer to attend. Some of this training is being paid for by the POW Chamber that donated money for fire training.

Special Projects: you have a copy of Dave's report

Library: As of today Lana said all was going good and she was busy entering books.

b.) City Clerk:

City Clerk reported on the following items:

1. Forms updated: I have updated the Planning and Zoning forms and applications and they are now available on the City's website at www.thornebay-ak.gov/forms-and-applications/
2. Website updated: Over the past two weeks I have been working on updating our City Website. I want to thank all of those who were patient with me as I continued to make changes daily and may have caused some issues with the public accessing some of the information during the update.

If anyone has a chance to review the website and finds any issues, please let me know ASAP so I can get it corrected.

Possible issues would be

- Incorrect or nonfunctioning links
- Incorrect information
- Page errors etc.

Clerk Continued:

3. Uniform Minor Offence Table for Thorne Bay Municipal Code Violations has been updated and has been added to the UMOT Schedule on the Alaska Courts Website. This adoption allows for the City to issue citations for violations in the City Code, and the court will handle the hearings and collection of fines. Courts will keep 10% of the fines charged for their service, and the City will receive the rest.

PROJECTS REPORT:

1. Repaired roof on Harbor office.

2. Installed half of the cameras to City hall new camera upgrade to. Waiting on cables to finish.
3. Assisted water department in meter reading and fixing of broken meter bugs.
4. Replaced light switch at Library.
5. Responded to multiple EMS calls.
6. Assisted in investigation with trespassers at City dump.
7. Installed cabinet DL.
8. Started inventory of MMRS containers.
9. Set up a comity to discuss how we were going to up keep inventory and deploy said containers to emergency situations.
10. Installed door for PAC Air.
11. Removed broken door and jam and replaced with new door at City Trailer Park.
12. Received work order for Bay chalet investigated problem gave report to city.
13. Assisted in cleaning on City storm drains.
14. Assisted office staff in small jobs.
15. Installed thermostat at City Hall.
16. Helped Harbormaster in moving fish cleaning station.

SOLID WASTE + STREETS AND ROADS REPORT:

Max Blair Solid Waste and Streets Supervisor:

- a. Continuing to deliver our trash to Klawock
- b. Preparing for winter months,
- c. Fixing the garbage truck
- d. Moving equipment
- e. Preparing for winter snow removal
- f. Checking the roads for hazardous sink holes
- g. Moved Rock that the State had donated to the City
- h. Placed tires around the helipad.

HARBOR REPORT:

Ron Wendel, Harbormaster Reported the following:

1. Repair of Harbor Leaking Roof
2. Continued camera system improvements at Davidson Landing
3. Winterized the water system at the harbor
4. Winterized the library garden water
5. Working with EMS to maintain the equipment

IMPORTANT HARBOR ISSUES TO ADDRESS:

1. Overheating heat tape on the water pipes at the harbor. Safety hazard and needs to be addressed ASAP.
 - a. Solution could be a permanent wire installation with the correct load carrying capacity

City Finance Report:

TONGASS FEDERAL CREDIT UNION:

Name	Available	Actual Balance
<u>PRIMARY SHARE</u>	<u>\$0.00</u>	\$0.00
<u>OCCUPANCY TAX</u>	\$34,785.95	\$34,785.95
<u>CHECKING</u>	\$348,120.43	\$348,120.43
<u>SALES TAX SAVIN</u>	<u>\$249,538.92</u>	\$249,563.92
<u>HARBOR</u>	\$69,370.54	\$69,370.54
<u>FISHERIES</u>	<u>\$18,220.03</u>	\$18,245.03
TFCU ACCOUNT TOTALS	\$720,035.87	\$720,085.87

FIRST BANK ACCOUNT TOTALS	\$89,677.00	\$89,677.00
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WELLS FARGO BONDS	\$ 498,273.40	\$ 498,273.40
WELLS FARGO MONEY MARKET	\$ 592,798.67	\$ 592,798.67
TOTAL WELLS FARGO INVESTMENTS:	\$ 1,091,072.07	\$ 1,091,072.07

Income:	\$ 1,000,270.22	
Expense:	\$ 704,352.41	
TOTAL NET OPERATING INCOME:	\$ 295,917.81	\$ 295,917.81

7. PUBLIC COMMENTS:

Jim McFarland commented on the following:

- Annual Christmas Dinner is scheduled for Wednesday, December 19th, at the Thorne Bay School Gym
- Emails will be sent out requesting for volunteers to cook turkeys, hams, rolls etc.
- McFarland informed all that he was not leading the dinner planning, but would assist with questions anyone had as much as he could.

8. COUNCIL COMMENTS:

NONE

9. CONSENT AGENDA:

B. MINUTES:

1. September 18, 2018, Regular City Council Meeting, discussion and action item:
2. October 8, 2018, Special City Council Meeting, discussion and action item:
3. October 15, 2018, Special City Council Meeting, discussion and action item:

McDonald, to approve the City Council Meeting Minutes for September 18, 2018, Regular Meeting, and Special Meetings of October 8th and 15th, 2018. Hartwell seconded the motion. There was no further discussion.

MOTION: Move to approve the City Council Meeting Minutes for September 18, 2018, Regular Meeting, and Special Meetings of October 8th and 15th, 2018

F/S: McDonald/Hartwell

YEAS: McDonald, Hartwell, Slayton, Edenfield, Burger, Carlson and Williams
NAYS: None
STATUS: Motion Passed.

10. NEW BUSINESS:

- C. Resolution 18-11-20-01, certifying the FY18 Financial Statement for Income and Expenses, July 1, 2017 through June 30, 2018, discussion and action item:

McDonald moved to approve Resolution 18-11-20-01, certifying the FY18 (*July 1, 2017-June 30, 2018*) Financial Statement of Income and Expenses for the City of Thorne Bay. Carlson seconded the motion. There was no further discussion.

MOTION: Move to approve Resolution 18-11-20-01, certifying the FY18 (*July 1, 2017-June 30, 2018*) Financial Statement of Income and Expenses for the City of Thorne Bay

F/S: McDonald/Carlson

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

NAYS: None

STATUS: Motion Passed.

- D. Resolution 18-11-20-02, supporting the remodel of the current Thorne Bay Clinic layout, and authorizing the City to negotiate lease agreements with SEARHC and Tongass Federal Credit Union for rental of city facility, discussion and action item:

McDonald moved to approve Resolution 18-11-20-02, supporting the remodel of the current Thorne Bay Clinic layout, and authorizing the City to negotiate lease agreements with SEARHC and Tongass Federal Credit Union for rental of city facility. Carlson seconded the motion. Williams inquired if the City had commitment from TFCU to rent the facility if the City moves forward with remodel. Benner responded the City would make sure to have commitment prior to remodel.

MOTION: Move to approve Resolution 18-11-20-02, supporting the remodel of the current Thorne Bay Clinic layout, and authorizing the City to negotiate lease agreements with SEARHC and Tongass Federal Credit Union for rental of city facility

F/S: McDonald/Carlson

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

NAYS: None

STATUS: Motion Passed.

- E. Resolution 18-11-20-03, authorizing the City Administrator to offer for lease not more than 1 acre of land at the Davidson Landing Harbor for commercial venture, discussion and action item:

McDonald moved to approve Resolution 18-11-20-03, authorizing the City Administrator to offer for lease not more than 1 acre of land at the Davidson Landing Harbor for commercial venture. Carlson seconded the motion.

MOTION: Move to approve Resolution 18-11-20-03, authorizing the City Administrator to offer for lease not more than 1 acre of land at the Davidson Landing Harbor for commercial venture

F/S: McDonald/Carlson

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

NAYS: None

STATUS: Motion Passed.

- F. Resolution 18-11-20-04, updating the authorized signers for the City's Tongass Federal Credit Union and First Bank Checking Accounts:

McDonald moved to approve Resolution 18-11-20-04, updating the authorized signers for the City's Tongass Federal Credit Union and First Bank Checking Accounts. Hartwell seconded the motion.

MOTION: Move to approve Resolution 18-11-20-04, updating the authorized signers for the City's Tongass Federal Credit Union and First Bank Checking Accounts

F/S: McDonald/Hartwell

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

NAYS: None
STATUS: Motion Passed.

G. Nomination for individual to serve on the Federal Subsistence Regional Advisory Council, discussion and action item:

McDonald moved to open for nomination. Williams seconded the motion.

Hartwell nominated Lee Burger. Williams seconded Lee Burger's Nomination.

McDonald nominated Ray Slayton. Carlson seconded Ray Slayton for nomination.

MOTION: Move to Nominate Lee Burger and Raymond Slayton to serve on the Federal Subsistence Regional Advisory Committee
F/S: McDonald/Carlson
YEAS: McDonald, Hartwell, Slayton, Edenfield, Burger, Carlson and Williams
NAYS: None
STATUS: Motion Passed.

11. ORDINANCE FOR INTRODUCTION:

- C. Ordinance 18-12-04-01, Non-Code Ordinance, Authorizing the Sale of Municipal Owned Property, located in the Deer Creek Subdivision Lot DC4, to James Atkinson, discussion and action item:

McDonald moved to approve Ordinance 18-12-04-01, Non-Code Ordinance, Authorizing the Sale of Municipal Owned Property, located in the Deer Creek Subdivision Lot DC4, to James Atkinson. Hartwell seconded the motion.

MOTION: Move to approve Ordinance 18-12-04-01, Non-Code Ordinance, Authorizing the Sale of Municipal Owned Property, located in the Deer Creek Subdivision Lot DC4, to James Atkinson

F/S: McDonald/Hartwell

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

NAYS: None

STATUS: Motion Passed.

- D. Ordinance 18-12-04-02, amending Title 13-Utilities; Chapter 13.02-Application for Services, and Title 18-Harbor, Chapter 18.20-Registration and Stall Assignment, discussion and action item:

McDonald moved to approve Ordinance 18-12-04-02, amending Title 13-Utilities; Chapter 13.02-Application for Services, and Title 18-Harbor, Chapter 18.20-Registration and Stall Assignment. Hartwell Seconded the motion.

MOTION: Move to approve Ordinance 18-12-04-02, amending Title 13-Utilities; Chapter 13.02-Application for Services, and Title 18-Harbor, Chapter 18.20-Registration and Stall Assignment

F/S: McDonald/Hartwell

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

NAYS: None

STATUS: Motion Passed.

12. EXPENDITURE EXCEEDING \$2,000.00:

NONE

13. CONTINUATION OF PUBLIC COMMENT:

Jim McFarland commented on the following:

- Applaud the City Staff for ending the FY18 in the black at \$162,000. That is a lot of money. I wish I could save that every year.
- Appreciate the council and residence are being kept informed on things the City staff and administrator are working n. even if in stages. Confidentiality is very important. There will come a time we can know all that is going on.
- Not too many years ago a city administrator started a project and didn't inform public, then people found out were vociferous, then got turned around.
- Cannot know all right away, sometimes just little bits at a time.

14. CONTINUATION OF COUNCIL COMMENT:

Hartwell thanked McFarland for notifying by email public of council meeting.

15. ADJOURNMENT:

McDonald adjourned the meeting at 7:24 p.m.

Harvey McDonald, Mayor

ATTEST:

Teri Feibel, CMC

DRAFT

FY 19 Shared Fisheries Business Tax Program
Alternative Method Resolution

City of Thorne Bay
RESOLUTION 18-12-04-01

A RESOLUTION OF THE CITY COUNCIL, FOR THE CITY OF THORNE BAY,
ADOPTING AN ALTERNATIVE ALLOCATION METHOD FOR THE FY19 SHARED
FISHERIES BUSINESS TAX PROGRAM AND CERTIFYING THAT THIS ALLOCATION
METHOD FAIRLY REPRESENTS THE DISTRIBUTION OF SIGNIFICANT EFFECTS OF
FISHERIES BUSINESS ACTIVITY IN FMA 19: SOUTHERN SOUTHEAST AREA

WHEREAS, The City Council is the governing body for the City of Thorne Bay, Alaska; and

WHEREAS, AS 29.60.450 requires that for a municipality to participate in the FY 19 Shared Fisheries Business Tax Program, the municipality must demonstrate to the Department of Commerce, Community, and Economic Development that the municipality suffered significant effects during calendar year 2017 from fisheries business activities; and,

WHEREAS, 3 AAC 134.060 provides for the allocation of available program funding to eligible municipalities located within fisheries management areas specified by the Department of Commerce, Community, and Economic Development; and,

WHEREAS, 3 AAC 134.070 provides for the use, at the discretion of the Department of Commerce, Community, and Economic Development, of alternative allocation methods which may be used within fisheries management areas if all eligible municipalities within the area agree to use the method, and the method incorporates some measure of the relative significant effect of fisheries business activity on the respective municipalities in the area; and,

WHEREAS, The Thorne Bay City Council proposes to use an alternative allocation method for allocation of FY19 funding available within the FMA 19: Southern Southeast Area in agreement with all other municipalities in this area participating in the FY19 Shared Fisheries Business Tax Program;

NOW THEREFORE BE IT RESOLVED THAT: The by this resolution certifies that the following alternative allocation method fairly represents the distribution of significant effects during 2017 of fisheries business activity in FMA 19: Southern Southeast Area:

- **All municipalities share equally 50% of allocation; all municipalities share remaining 50% on a per capita basis.**
- **Ketchikan Gateway Borough population is reduced by the population of the Cities of Ketchikan and Saxman**

PASSED and APPROVED by a duly constituted quorum of the Thorne Bay City Council this 4th day
of December 2018

SIGNED _____
Mayor

ATTEST:

Teri Feibel, CMC

**CITY OF THORNE BAY
ORDINANCE #18-12-04-01**

A NON-CODE ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA, AUTHORIZING THE SALE OF MUNICIPAL OWNED LAND LOTS DC 4, OF THE
DEER CREEK SUBDIVISION TO JAMES ATKINSON, DBA POSO RIO LLC.

BE IT ENACTED BY THE THORNE BAY CITY COUNCIL

- Section 1. Classification. This ordinance is a non-code ordinance.
- Section 2. Purpose of the Ordinance. The purpose of this ordinance is to authorize the Mayor to execute the sale of Municipal Owned Property, described as Lots DC 4 of the Deer Creek Subdivision as an over the counter sale to James Atkinson for the total price of \$33,648.00.
- Transaction of this land sale will be considered completed upon receipt of payment made to the City of Thorne Bay by James Atkinson at the agreed price of \$33,648.00.
- Section 3. Sale of Land to the General Public. The above described property was offered for sale by the City Council on August 3, 2010, through Non-Code Ordinance No. 10-08-03-02, using the sealed bid process in accordance to the provisions of Thorne Bay Municipal Code Chapter 2.56. No bids were received which provided for the sale as “over the counter”
- Section 4. Effective Date. This ordinance shall become effective upon its adoption by the City Council.

PASSED AND APPROVED: **December 4, 2018**

Harvey McDonald, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: November 20, 2018]
[Public Hearing: December 4, 2018]

[Ordinance 18-12-04-01: Page 1 of 3]

**TERMS AND CONDITIONS FOR OVER THE COUNTER SALE OF
ONE (1) RESIDENTIAL LOTS IN DEER CREEK SUBDIVISION**

1. Purchaser agrees to pay in full within sixty (60) days from the date of the City's acceptance of purchase offer. The sixty-day time limitation may be extended by the City, through its Chief Executive Officer, upon written request from the purchaser, for delays in obtaining a title search, provided such delay is not caused by the purchaser.
2. TERMS FOR BLASTING OF MATERIALS FROM LOT DC4
 - a) City reserves first right for all excess clean rock and clean top soil to be delivered to a designated area near the Sandy Beach rock quarry
 - b) Any drilling or blasting done on these lots will be performed by a certified, insured and bonded company
 - c) Purchaser will give notice to the city of thorne bay and all property owners located within the deer creek subdivision a minimum of 24 hours' notice prior to drilling or blasting.
3. Permitted land uses, and property development standards are listed in the Thorne Bay Municipal Code, Title 17 (Zoning), and Section 17.04.023 (Deer Creek Residential). Purchaser must comply with all terms of said zoning regulations.
4. No lot may be subdivided.
5. City transfer of lands shall be by Quitclaim Deed.

[Ordinance 18-12-04-01: Page 2 of 3]

**GENERAL INFORMATION – HISTORY OF NOTICE FOR SALE OF DEER CREEK
RESIDENTIAL LOTS:**

Sealed Bidding of Deer Creek Lots - Ordinance 10-08-03-02: The City of Thorne Bay Advertised Deer Creek Lots DC1, DC2 and DC 4, through the sealed bidding process on August 3, 2010, bids due no later than September 17, 2010. Beginning bid price for each lot began at \$1.50 per square foot per lot. No bids were received.

Over-the-counter Minimum Price: The City of Thorne Bay Advertised Deer Creek Lots 1, 2 & 4, for sale over the counter at the value of \$1.50 per square foot in 2011.

Lot	Acres	Sq. Feet	Price	Cost per Square Foot
1	0.509	22,173	\$ 259.50	\$ 1.50
2	0.529	23,036	\$ 554.00	\$ 1.50
4	0.515	22,432	\$ 648.00	\$ 1.50

[Ordinance 18-12-04-01: Page 3 of 3]

ORDINANCE 18-12-04-02
CITY OF THORNE BAY

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA,
AMENDING THORNE BAY MUNICIPAL CODE TITLE 13-UTILITIES & TITLE 18-HARBOR,
CHAPTERS 13.02-APPLICATION FOR SERVICES & 18.20-REGISTRATION AND STALL
ASSIGNMENT; AND AMENDING SECTIONS AS DESCRIBED HEREIN.

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 Chapters and Section. Amending Title 13-Utilities, Chapter 13.02- Application For Services, Amending Section 13.02.030- Account Deposits and Establishment of Credit, and Title 18-Harbor, Chapter 18.20-Registration and Stall Assignment, amending Section 18.20.040-Payment and Rental Use Fees, the chapter and sections are hereby amended to read as set forth in this ordinance.

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

PASSED AND APPROVED December 4, 2018

Harvey McDonald, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: November 20, 2018]
[Public Hearing: December 4, 2018]

[Ordinance 18-12-04-02: Page 1 of 3]

ADDITIONS ARE IN BOLD

~~Deletions have a strikethrough~~

TITLE 13

UTILITIES

CHAPTER 13.02

APPLICATION FOR SERVICES:

Title 13 is hereby amended by:

1. ~~Deleting \$500.00~~
2. Adding “the maximum deposit requirement as set forth by resolution”

13.02.030 ACCOUNT DEPOSITS AND ESTABLISHMENT OF CREDIT.

A person requesting services from the city of thorne bay will be required to deposit a sum of money equal to the estimated amount for two months billing for the service requested to guarantee payment for any indebtedness resulting from the furnished service. The total deposit amount any customer will be required to pay will shall not exceed THE MAXIMUM DEPOSIT REQUIREMENT AS SET FORTH BY RESOLUTION ~~\$500.00~~. At the time the deposit is given, the applicant will be given receipt for the same. The deposit is not to be considered as a payment on account. (Ordinance 18-10-08-01)

SECTION 13.02.030 ACCOUNT DEPOSITS AND ESTABLISHMENT OF CREDIT SHALL BE AMENDED AND ADDED TO THE THORNE BAY MUNICIPAL CODE TO READ AS FOLLOWS:

13.02.030 ACCOUNT DEPOSITS AND ESTABLISHMENT OF CREDIT.

A person requesting services from the city of thorne bay will be required to deposit a sum of money equal to the estimated amount for two months billing for the service requested to guarantee payment for any indebtedness resulting from the furnished service. The total deposit amount any customer will be required to pay will shall not exceed the maximum deposit requirement as set forth by resolution. At the time the deposit is given, the applicant will be given receipt for the same. The deposit is not to be considered as a payment on account. (**Ordinance 18-12-04-02; Prior Ordinance 18-10-08-01**)

[Ordinance 18-12-04-02: Page 2 of 3]

ORDINANCE 18-12-04-02
CITY OF THORNE BAY

TITLE 18 - CITY HARBOR
CHAPTER 18.20 - REGISTRATION AND STALL ASSIGNMENT

Title 18 is hereby amended by:

1. Deleting \$400.00
2. Adding "THE MAXIMUM DEPOSIT REQUIREMENT AS SET FORTH BY RESOLUTION"

18.20.040 PAYMENT OF RENTAL AND USE FEES.

- A. All use of any harbor facilities shall be payable in advance, moorage and other fees are payable in advance. Guest or transient use fees shall be based on the fees established by the City Council for daily rates. Permanent use fees (contracts) shall be based on the fees established by the City Council for monthly, biannually, or annually rates. Use of Harbor Facilities for less than 1 month will be charged daily guest rates or charged the appropriate monthly rate with a signed contract. All new harbor contracts without a deposit on file shall be required to pay a deposit equal to two-times the monthly rate charged. Deposits shall not exceed THE MAXIMUM DEPOSIT REQUIREMENT AS SET FORTH BY RESOLUTION ~~\$400.00~~ for any account. Contracts shall begin at the first of the month. (Ordinance 18-09-18-03, § A (part))

SECTION 18.20.040 PAYMENT OF RENTAL AND USE FEES SHALL BE AMENDED AND ADDED TO THE THORNE BAY MUNICIPAL CODE TO READ AS FOLLOWS:

18.20.040 PAYMENT OF RENTAL AND USE FEES.

- A. All use of any harbor facilities shall be payable in advance, moorage and other fees are payable in advance. Guest or transient use fees shall be based on the fees established by the City Council for daily rates. Permanent use fees (contracts) shall be based on the fees established by the City Council for monthly, biannually, or annually rates. Use of Harbor Facilities for less than 1 month will be charged daily guest rates or charged the appropriate monthly rate with a signed contract. All new harbor contracts without a deposit on file shall be required to pay a deposit equal to two-times the monthly rate charged. Deposits shall not exceed the maximum deposit requirement as set forth by resolution for any account. Contracts shall begin at the first of the month. (Ordinance 18-12-04-02; Prior Ordinance 18-09-18-03, § A (part))

DRAFT

CITY OF THORNE BAY
ORDINANCE 18-12-18-01

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA, -
AMENDING TITLE 1-GENERAL PROVISIONS, CHAPTER 1.16-GENERAL PENALTY, SECTION
1.16.035-MINOR OFFENSE FINE SCHEDULE – ADJUSTING SUBSECTION SEQUENTIAL
ORDER ERROR

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 1 - General Provisions, Chapter 1.16 - General Penalty, Sections 1.16.035 - Minor Offense Fine Schedule, are hereby amended and added to the Thorne Bay Municipal Code.
- Section 4. Effective Date. This ordinance shall become effective upon adoption.

PASSED AND APPROVED December 18, 2018

ATTEST:

Teri Feibel, CMC

Harvey McDonald, Mayor

[Mayor Harvey McDonald]

[Introduction: December 4, 2018]
[Public Hearing: December 18, 2018]

Title 1
General Provisions
Section 1.16.035
Minor Offense Fine Schedule

➤ **ADDITIONS ARE BLUE AND CAPITALIZED**

➤ ~~Deletions are stricken~~

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.

**AMENDMENT OF SECTION CORRECTING SEQUENTIAL ORDER FOR HARBOR
TITLE
MINOR OFFENSE SCHEDULE**

➤ **18.30.140 -Subsections (I through S)**

Ordinance Number	Ordinance Description	Offense Appearance type: Mandatory Optional or Correctable	Fine Schedule Amount for Optional / Correctable	Maximum Fine Permitted for Mandatory
TBMC6.04.020(G)	Failure to License Animals - 1st+ Off	Optional	\$50.00	
TBMC6.04.020(M)	Use of Animal License for Animal Other than which Issued - 1st+ Off	Optional	\$50.00	
TBMC6.04.020(N)	Failure to Notify Change in Animal Ownership to Clerks Office - 1st+ Off	Optional	\$50.00	
TBMC6.04.050(A)	Animal Running at Large - 1st+ Off	Optional	\$50.00	
TBMC6.04.050(B)	Grazing on Public Space without Consent of City - 1st+ Off	Optional	\$50.00	
TBMC6.04.050(C)	Allow Livestock on Private Property within City - 1st+ Off	Optional	\$50.00	
TBMC6.04.050(D)	Release Tied/Confined Animal without Owner's Permission - 1st+ Off	Optional	\$100.00	
TBMC6.04.055(A)(1)	Animal to Run at Large within the City - 1st+ Off	Optional	\$50.00	
TBMC6.04.055(A)(2)	Allow Dog on Public School Grounds During School Hours - 1st+ Off	Optional	\$50.00	
TBMC6.04.055(A)(3)	Permit a Dog in Public Parks without a Leash - 1st+ Off	Optional	\$50.00	
TBMC6.04.055(A)(4)	Allow Dog into Location with Food Unless Certified Service Dog - 1st+ Off	Optional	\$50.00	
TBMC6.04.055(A)(5)	Keep Animal after Creating 3 Disturbance Complaints in 1 Month - 1st+ Off	Optional	\$50.00	
TBMC6.04.055(A)(6)	Failure to Confine Female Dog in Heat - 1st+ Off	Optional	\$50.00	
TBMC6.04.070(A)	Humane Care & Treatment - 1st+ Off	Optional	\$200.00	
TBMC6.04.070(B)	Animal Abuse - 1st+ Off	Optional	\$200.00	
TBMC6.04.070(C)	Animal Abandonment - 1st+ Off	Optional	\$200.00	
TBMC6.04.070(D)	Giving Live Animals as Prizes - 1st+ Off	Optional	\$200.00	
TBMC6.04.070(E)	Failure to Render Assistance - 1st+ Off	Optional	\$200.00	
TBMC6.04.070(F)	Knowingly Expose Animal to Poison - 1st+ Off	Optional	\$200.00	
TBMC6.04.080	Keeping of Wild Animals - 1st+ Off	Optional	\$50.00	
TBMC6.04.090	Animal Waste - 1st+ Off	Optional	\$50.00	
TBMC8.04.050(A)	Throwing Firework Prohibited - 1st+ Off	Optional	\$100.00	
TBMC8.04.050(B)	Throwing Fireworks from a Motor Vehicle - 1st+ Off	Optional	\$100.00	
TBMC8.04.050(C)	Store/Keep/Sell/Fireworks w/in 50 ft of Gas/Volatile Liquids Prohibited - 1st+ Off	Optional	\$100.00	
TBMC8.04.050(D)	Discharge Fireworks within 1000 ft of Hospital - 1st+ Off	Optional	\$100.00	
TBMC8.04.050(E)	Discharge Fireworks under/on a Motor Vehicle - 1st+ Off	Optional	\$100.00	
TBMC8.04.050(F)	Discharg Fireworks within 50 ft of where Fireworks are Sold - 1st+ Off	Optional	\$100.00	

TBMC8.04.050(G)	Mishandle Fireworks - 1st+ Off	Optional	\$100.00	
TBMC9.02.020	Curfew for Minors, Control of Minors, Unlawful to Allow Minor to Violate Curfew	Optional	\$50.00	
TBMC9.02.025	Curfew for Minors, Aiding and Abetting Violations	Optional	\$50.00	
TBMC9.02.030	Curfew for Minors, Curfew Hours	Optional	\$50.00	
TBMC9.05.010(A)	Discharge of Firearms Prohibited w/in City Limits - 1st+ Off	Optional	\$150.00	
TBMC9.05.010(B)	Discharge of Firearms Prohibited into/across Body of Water Thorne Bay - 1st+ Off	Optional	\$150.00	
TBMC9.05.010(C)	Discharge of Firearms Prohibited Half Hour Before Sunrise/After Sunset - 1st+ Off	Optional	\$150.00	
TBMC9.05.010(D)	Discharge of Firearms Prohibited Kasaan Rd between "No Shooting" Sign - 1st+ Off	Optional	\$150.00	
TBMC9.08.020	Alcohol Beverages-State License Requirement - 1st+ Off	Optional	\$200.00	
TBMC9.08.030	Alcohol Beverages-Hours of Consumption - 1st+ Off	Optional	\$200.00	
TBMC9.08.040	Alcohol Beverages-Access of Persons Under 21 to Licensed Premises - 1st+ Off	Optional	\$200.00	
TBMC9.08.050	Alcohol Beverages-Possession or Consumption Under the Age of 21	Mandatory		\$300.00
TBMC9.08.060	Alcohol Beverages-Furnishing of Alcoholic Beverages to Persons Under the Age of 21	Mandatory		\$300.00
TBMC9.08.080	Alcohol Beverages-Purchase by Persons Under the Age of 21	Mandatory		\$300.00
TBMC9.08.090	Alcohol Beverages-Unlawful Drinking on Premises - 1st+ Off	Optional	\$200.00	
TBMC9.08.100	Alcohol Beverages-Solicitation of Alcohol Beverage - 1st+ Off	Optional	\$200.00	
TBMC9.08.110	Alcohol Beverages-Sale/Disposition of Alcoholic Beverages to Drunken Person - 1st+ Off	Optional	\$200.00	
TBMC9.08.120	Alcohol Beverages-Access of Drunken Person to Licensed Premises - 1st+ Off	Optional	\$200.00	
TBMC9.08.130	Alcohol Beverages-Obligation to Enforce Restriction w/in Licensed Premises - 1st+ Off	Optional	\$200.00	
TBMC9.08.140	Alcohol Beverages-Stock to be Kept on Premises - 1st+ Off	Optional	\$200.00	
TBMC9.08.150	Alcohol Beverages-Right of Inspection - 1st+ Off	Optional	\$200.00	
TBMC9.08.160	Alcohol Beverages-Playing Music Restriction - 1st+ Off	Optional	\$200.00	
TBMC9.08.180	Alcohol Beverages-Possession of Dangerous Weapons(Knives) Prohibited - 1st+ Off	Optional	\$200.00	
TBMC9.12.030	Prohibition, Unlawful Acts, Disturbance of Survey Monuments - 1st+ Off	Optional	\$100.00	
TBMC9.20.020	Litter Control-Littering Prohibited - 1st+ Off	Optional	\$75.00	
TBMC9.20.030	Litter Control-Prevention of Scattering - 1st+ Off	Optional	\$75.00	
TBMC9.20.040	Litter Control-Tampering with Litter Receptacles - 1st+ Off	Optional	\$75.00	
TBMC9.20.050	Litter Control-Walkways, Streets, & Alleys - 1st+ Off	Optional	\$75.00	

TBMC9.20.060	Litter Control-Private Premises - 1st+ Off	Optional	\$75.00	
TBMC9.20.070	Litter Control-Public Places - 1st+ Off	Optional	\$75.00	
TBMC9.20.080	Litter Control-Business Premises - 1st+ Off	Optional	\$75.00	
TBMC9.20.090	Litter Control-Littering from Vehicles - 1st+ Off	Optional	\$75.00	
TBMC9.20.100	Litter Control-Litter from Aircraft - 1st+ Off	Optional	\$75.00	
TBMC9.20.110	Litter Control-Litter in Parks - 1st+ Off	Optional	\$75.00	
TBMC9.20.120	Litter Control-Construction Sites - 1st+ Off	Optional	\$75.00	
TBMC9.20.130	Litter Control-Parking Lot Litter Receptacle Required - 1st+ Off	Optional	\$75.00	
TBMC9.20.140	Litter Control-Litter Receptacles Obstructing Traffic - 1st+ Off	Optional	\$75.00	
TBMC9.20.150	Litter Control-Commercial Handbills Prohibited - 1st+ Off	Optional	\$75.00	
TBMC9.20.170	Litter Control-Obedience of Law Required - 1st+ Off	Optional	\$75.00	
TBMC9.20.180	Litter Control-Obedience to Officials Required - 1st+ Off	Optional	\$75.00	
TBMC9.20.190	Litter Control-Emergency Powers - 1st+ Off	Optional	\$75.00	
TBMC9.20.200	Litter Control-Compliance Order - 1st+ Off	Optional	\$75.00	
TBMC9.22.020	Water Hydrants-Description and Location - 1st+ Off	Optional	\$50.00	
TBMC9.22.030	Water Hydrants-Intended Use - 1st+ Off	Optional	\$50.00	
TBMC9.22.040	Water Hydrants-Accessibility - 1st+ Off	Optional	\$50.00	
TBMC9.22.050	Water Hydrants-Fence Openings and Gates - 1st+ Off	Optional	\$50.00	
TBMC10.20.020(a)(1)	Parking on Roadway Prohibited for Purpose of Commercial Advertising	Optional	\$50.00	
TBMC10.20.020(a)(2)	Parking on Roadway Prohibited for Purpose of Displaying "For Sale" Signs	Optional	\$50.00	
TBMC10.20.020(a)(3)	Parking on Roadway Prohibited for Non-Emergency Vehicle Greasing/Repairing	Optional	\$50.00	
TBMC10.20.020(a)(4)	Parking on Roadway Prohibited for Commercial Car Washing	Optional	\$50.00	
TBMC10.20.020(c)	Parking Prohibited - Obstructing Movement of Vehicular Traffic	Optional	\$50.00	
TBMC10.20.020(d)(3)	Parking Prohibited - Camping Prohibited	Optional	\$50.00	
TBMC10.20.020(d)(4)	Parking Prohibited - Parking in Loading/Unloading Zone Prohibited	Optional	\$50.00	
TBMC10.20.020(e)	Parking Prohibited - Disabled or Abandoned Vehicle Longer Than 48 Hours	Optional	\$50.00	
TBMC10.20.030(a)	Parking in Excess of Posted Time Limit-Harbor Parking Permit Required >12 hrs	Optional	\$50.00	
TBMC10.20.030(c)	Parking in Excess of Posted Time Limit-Park & Sell Permit Required	Optional	\$50.00	
TBMC10.20.040	Parking, Standing, Stopping - Parking in Excess of Posted Time Limit	Optional	\$50.00	

TBMC10.20.050(b)	Emergency, Street Maintenance and Snow Removal Vehicles-Obstruction	Optional	\$100.00	
TBMC12.04.010	City RV Park-Failure to File Application&Pay Security/Occupancy Fees Prior to Occupy	Optional	\$50.00	
TBMC12.04.040	City RV Park-Eviction-Failure to Vacate Premises by Date Specified in Eviction Notice	Mandatory		\$300.00
TBMC12.04.050(a)	City RV Park-Renter Obligations-Failure to Maintain Clean/Orderly Premises	Optional	\$50.00	
TBMC12.04.050(b)	City RV Park-Failure to Dispose of Rubbish, Garbage or Other Waste as Directed	Optional	\$50.00	
TBMC12.04.050(c)	City RV Park-Failure to Avoid Deliberate/Negligent Destruction/Damage to Property	Optional	\$100.00	
TBMC12.04.050(d)	City RV Park-Failure to Respect Privacy, Rights, and Privileges of Neighbors	Optional	\$50.00	
TBMC12.04.050(e)	City RV Park-Failure to Comply with Directions/Requests by City	Optional	\$50.00	
TBMC12.04.050(f)	City RV Park-Failure to Comply with Quiet Hours of 10pm-7am	Optional	\$50.00	
TBMC12.04.050(g)	City RV Park-Failure to Comply with Vehicle Speed of 5mph	Optional	\$50.00	
TBMC12.04.070(a)	City RV Park-Prohibited from Parking on Roadway	Optional	\$50.00	
TBMC12.04.070(c)	City RV Park- Permanent/Temporary Storage Buildings/Containers Prohibited	Optional	\$50.00	
TBMC12.06.040(A)	City Parks/Rec Areas-Unlawful Tampering/Defacing/Removing/Destructing Structures	Optional	\$100.00	
TBMC12.06.040(B)	City Parks/Rec Area-Driving/Parking within Restricted Recreational Areas	Optional	\$100.00	
TBMC12.06.040(C)	City Parks/Rec Areas-Possession of Firearms or Weapons Prohibited	Optional	\$100.00	
TBMC12.06.040(D)	City Parks/Rec Area-Possession/Consumption of Alcohol/Controlled Dangerous Subs	Optional	\$300.00	
TBMC12.06.040(E)	City Parks/Rec Area-Camping Prohibited Anywhere Except Designated Areas	Optional	\$100.00	
TBMC12.06.040(F)	City Parks/Rec Area-Prohibited for Persons to Enter Area Posted as Closed	Optional	\$100.00	
TBMC12.06.040(G)	City Parks/Rec Area-Threatening/Abusive, Disorderly Conduct/Behavior Prohibited	Optional	\$200.00	
TBMC12.06.040(H)	City Parks/Rec Area-Failure to Produce Permit He Claims to Have Upon Request	Optional	\$75.00	
TBMC12.06.040(I)	City Parks/Rec Area-Disturbing Authorized Activity/Occupancy Prohibited	Optional	\$200.00	
TBMC12.06.070	City Parks/Rec Area-Ignitable and Combustible Materials Prohibited	Optional	\$100.00	
TBMC12.06.100	City Parks/Rec Area-Use Park/Facility without Paying Fee is Prohibited	Optional	\$100.00	

TBMC12.06.110	City Parks/Rec Area-Use of Park/Rec Area When Closed is Prohibited	Optional	\$50.00	
TBMC12.08.030	Thorne Bay Boat Ramp-Parking and Storage Prohibited	Optional	\$50.00	
TBMC12.08.060	Thorne Bay Boat Ramp-Camping Prohibited	Optional	\$50.00	
TBMC18.20.050(b)	Harbor-Use of Harbor Facilities without Payment of Rentals/Fees Prohibited	Optional	\$50.00	
TBMC18.30.020(a)	Harbor-Conduct in Harbor-A-Failure to Display Registration Prohibited	Optional	\$50.00	
TBMC18.30.020(b)	Harbor-Conduct in Harbor-B-Failure to Securely Moor Vessel Prohibited	Optional	\$50.00	
TBMC18.30.020(e)	Harbor-Conduct in Harbor-E-Illegally Parked Vehicles Prohibited	Optional	\$50.00	
TBMC18.30.140(A)	Rules for Harbor Use-Careless/Reckless Operation of Vessels Prohibited	Optional	\$100.00	
TBMC18.30.140(B)	Rules for Harbor Use-Prohibited Acts-Mooring Oversized Vessels	Optional	\$100.00	
TBMC18.30.140(C)	Rules for Harbor Use-Prohibited Acts-Using Bumpers that Cause Damage to Docks	Optional	\$200.00	
TBMC18.30.140(D)	Dumping Unauthorized Waste into/onto Waters/Land/Harbor Facilities Prohibited	Optional	\$200.00	
TBMC18.30.140(E)	Discharge of Sewage from Vessels within the Harbor Jurisdiction is Prohibited	Optional	\$200.00	
TBMC18.30.140(F)	Rules for Harbor Use-Unattended Fishnets or Another Fish-Taking Device Prohibited	Optional	\$50.00	
TBMC18.30.140(G)	Rules for Harbor Use-Unauthorized Water Skiing/Scuba Diving Prohibited	Optional	\$50.00	
TBMC18.30.140(H)	Storing of Personal Items Including Combustible/Explosive Materials Prohibited	Optional	\$50.00	
TBMC18.30.140 (I)	Rules for Harbor Use - Obstructing traffic along floats prohibited	Optional	\$50.00	
TBMC18.30.140 (J)	Rules for Harbor Use - Using the harbor facility firefighting equipment for any purpose other than fighting fires	Optional	\$200.00	
TBMC18.30.140 (K)	Rules for Harbor Use - Disregarding, damaging or tampering with signs or notices posted within the harbor facilities is prohibited.	Optional	\$200.00	
TBMC18.30.140 (L)	Rules for Harbor Use - Sub-assigning or subleasing assigned mooring space	Optional	\$100.00	
TBMC18.30.140 (M)	Rules for Harbor Use - Disturbing the reasonable peace and privacy of others prohibited	Optional	\$50.00	
TBMC18.30.140 (N)	Rules for Harbor Use - Obstructing or interfering with the harbormasters ability to perform duties is prohibited	Optional	\$100.00	
TBMC18.30.140 (R)	Rules for Harbor Use - Permitting a dog on harbor facilities without a leash is prohibited.	Optional	\$50.00	

TBMC18.30.140 (S)	Rules for Harbor Use – Operating . bicycles, skateboards, roller skates, or other similar devices the harbor is prohibited.	Optional	\$50.00	
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End ordinance 18-12-18-01

**ORDINANCE 18-12-18-02
CITY OF THORNE BAY**

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA, -
AMENDING TITLE 1-GENERAL PROVISIONS, CHAPTER 1.01-CODE ADOPTION,
ADDING SECTION 1.01.035-GENERAL CLEAN-UP

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. Addition of Section. The title and chapter of Title 1 - General Provisions, Chapter 1.01 – Code Adoption, adding Section 1.01.035 – General Clean-up, 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 December 18, 2018

Harvey McDonald, Mayor

ATTEST:

Teri Feibel, CMC

[Introduction: December 4, 2018]
[Public Hearing: December 18, 2018]

THORNE BAY
MUNICIPAL CODE
TITLE 1
GENERAL PROVISIONS
CHAPTER 1.01 – CODE ADOPTION
ADDING SUBSECTION 1.01.035

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)

ADDING SUBSECTION 1.01.035 – GENERAL CLEAN-UP

1.01.035 GENERAL CLEAN-UP.

THE CITY CLERK IS AUTHORIZED TO MAKE CHANGES OF A GENERAL CLEAN-UP NATURE, CORRECTING SUCH THINGS AS TYPOGRAPHICAL ERRORS, GRAMMATICAL ERRORS, AND REFERENCES TO OTHER PARTS OF THE CODE OF ORDINANCES WHEN CODE SECTIONS ARE RENUMBERED.