

CITY OF THORNE BAY
ORDINANCE 19-04-16-02

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY,
ALASKA, - AMENDING TITLE 1-GENERAL PROVISIONS; SETTING A SCHEDULE OF
FINES FOR VIOLATIONS OF TITLE 16-SUBDIVISIONS, TITLE 17-ZONING

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 chapters of Title 1 - General Provisions, Chapter 1.16 - General Penalty, Section 1.16.035-Minor Offense Fine Schedule, adding fines for offenses listed in Title 16-Subdivisions and Title 17-Zoning, hereby amended and added to the Thorne Bay Municipal Code.

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

PASSED AND APPROVED April 16, 2019



Harvey McDonald, Mayor

ATTEST:



Teri Feibel, CMC

[Introduction: April 2, 2019]
[Public Hearing: April 16, 2019]

Amending
Title 1 General Provisions
Adding Title 16-Subdivisions & Title 17-Zoning
To the City Fine Schedule of Violations

Chapter and Sections shall read as follows:

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 particular 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)

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.

FINE SCHEDULE FOR ALL VIOLATIONS OF TITLE 16-SUBDIVISIONS & TITLE 17-ZONING, ARE HEREBY ADDED TO THE THORNE BAY MUNICIPAL CODE MINOR OFFENSE FINE SCHEDULE AS FOLLOWS:

Ordinance Number	Ordinance Description	Offense Appearance type: Mandatory Optional or Correctable	Fine Schedule Amount for Optional / Correctable	Maximum Fine Permitted for Mandatory
TBMC 16.40	Violations-Penalties			
TBMC 16.40.010	Subdivisions-Illegal Sales	Optional	\$500.00	
TBMC 16.40.050	Subdivisions-Illegal Filing	Optional	\$500.00	
TBMC 16.40.030	Subdivisions-Unlawfully Subdivided-Violation of Terms	Optional	\$500.00	
CHAPTER 17.04	CHAPTER 17.04 PLANNING AND ZONING	Optional		
TBMC 17.04.022	RESIDENTIAL ZONE. FAILURE TO SUBMIT DEVELOPMENT PLANS	Optional	\$500.00	
TBMC 17.04.022 (b)	RESIDENTIAL ZONE. FAILURE TO OBTAIN SPECIAL LAND USE PERMIT	Optional	\$200.00	
TBMC 17.04.022 (c)	RESIDENTIAL ZONE. PROHIBITED USES	Optional	\$ 500.00	
TBMC 17.04.022 (d)	RESIDENTIAL ZONE. DEVELOPMENT STANDARDS FAILURE TO ADHERE TO ZONING	Optional	\$500.00	
TBMC 17.04.022 (e)	RESIDENTIAL ZONE. DEVELOPMENT STANDARDS FAILURE TO ADHERE TO ZONING (Tract B)	Optional	\$500.00	
TBMC 17.04.023	DEER CREEK RESIDENTIAL. FAILURE TO SUBMIT DEVELOPMENT PLANS	Optional	\$500.00	
TBMC 17.04.023 (b)	DEER CREEK RESIDENTIAL. FAILURE TO OBTAIN SPECIAL LAND USE PERMIT	Optional	\$500.00	
TBMC 17.04.023 (c-2)	DEER CREEK RESIDENTIAL. PROHIBITED USES-PRIVATE GARBAGE PITS	Optional	\$500.00	
TBMC 17.04.023 (c-3)	DEER CREEK RESIDENTIAL. PROHIBITED USES-STORAGE OF HEAVY EQUIPMENT	Optional	\$500.00	
TBMC 17.04.023 (c-4)	DEER CREEK RESIDENTIAL. PROHIBITED USES-STORAGE OF DERELICT VEHICLES OR UNSIGHTLY ACCUMULATION OF PERSONAL PROPERTY	Optional	\$500.00	
TBMC 17.04.023 (c-5)	DEER CREEK RESIDENTIAL. PROHIBITED USES-RAISING OF ANIMALS, LIVESTOCK AND POULTRY	Optional	\$500.00	
TBMC 17.04.024	MIXED RESIDENTIAL/COMMERCIAL I. PROHIBITED ACTS	Optional	\$500.00	