

CITY OF HOMER, ALASKA
ORDINANCE NO. 90-37

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA,
REGARDING CITY LEGISLATION, CODES OF TECHNICAL REGULATIONS,
AND THE CORRECTION OF MINOR ERRORS,
AMENDING CHAPTER 1.08 OF THE HOMER CITY CODE

WHEREAS, as a general law municipality, the City of Homer must comply with certain provisions of Alaska Statutes Title 29 regarding local government enactments and it is beneficial to clearly identify in the Homer City Code those local enactments which must be accomplished by ordinance; and,

WHEREAS, Alaska Statutes 29.25.040 sets forth requirements regarding the availability of adopted codes of technical regulation which are applicable to the City of Homer;

THE CITY OF HOMER ORDAINS:

Section 1. Section 1.08.005 of the Homer City Code is hereby created to read as follows:

1.08.005 Ordinance required for certain city actions. In addition to other actions which by this Code or State law may be required to be accomplished by ordinance, the City shall use an ordinance to:

1. set salaries of elected City officials;
2. establish, alter or abolish City departments;
3. provide for a fine or other penalty, or establish rules and regulations for violation of which a fine or other penalty is imposed;
4. provide for the levying of taxes;
5. make appropriations, including supplemental appropriations or transfer of appropriations;
6. grant, renew, or extend a franchise;
7. adopt, modify, or repeal the comprehensive plan, land use and subdivision regulations, building and housing codes, and the official map;
8. approve the transfer of a City power;
9. provide for the retention or sale of tax-foreclosed property;
10. exempt contractors from compliance with general requirements relating to payment and performance bonds in the construction or repair of City public works projects within the limitations set out in AS 36.25.025.

Section 2. The first sentence of subparagraph a. of section 1.08.040 is hereby amended to read as follows:

To meet a public emergency the ~~Assembly~~/or Council may adopt | ordinances effective on adoption.

Section 3. The last sentence of subparagraph b. of section 1.08.050 is hereby amended to read as follows:

The Council shall provide for the adopted code to be sold to the public at no more than cost.

Section 4. Subparagraph b. of section 1.08.060 is hereby amended by correcting the reference to the Alaska Statutes to read "29.25.050".

Section 5. This is a general ordinance of a permanent nature and the provisions of Section 1 through Section 4 as contained herein shall be codified for inclusion in the Homer City Code.

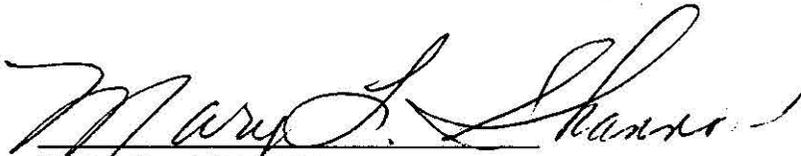
ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, this 26th day of November, 1990.

THE CITY OF HOMER, ALASKA


~~JOHN P. CALHOUN, MAYOR~~
Harry E. Gregoire

AYES: 6
NOES: 0
ABSENT: 0
ABSTAIN: 0

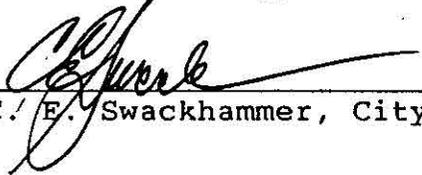
ATTEST:


Mary L. Shannon
City Clerk

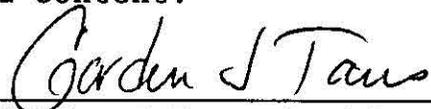
(City Seal)

First Reading: 10/22/90
Public Hearing: 11/19/90
Second Reading: 11/26/90
Effective Date: 11/27/90

Reviewed and approved as to form and content:



C. E. Swackhammer, City Manager



Gordon J. Tans, Perkins Coie