

CITY OF HOMER
HOMER, ALASKA

Failed
7/26/93

ORDINANCE 93 - 10 (S) (A)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOMER
AMENDING HOMER CITY CODE, TITLE 19, CHAPTER 19.16,
VEHICLES ON HOMER SPIT BEACH

WHEREAS, the practice of allowing motorized vehicles on the east side of the Homer Spit and the Mariner Park camping area are causing extensive damage to the ecosystem; and,

WHEREAS, the fragile environment of the Homer Spit is important to protect; and,

WHEREAS, the prohibition of motorized vehicles will not adversely affect enjoyment of the Homer Spit.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF HOMER:

Section 1. Section 19.16.020 of the Homer City Code is hereby amended to read as follows:

19.16.020 Beach area defined. For the purposes of this chapter, beach area is defined as ~~the area below the 17.2-foot elevation, or also known as mean high tide, the area also is defined as shall include~~ the permanently vegetated storm berms, the vegetated intertidal flats and, the zone of mud, silt, sand, gravel, and other unconsolidated sediments and materials that extends seaward from the physiographic break between the steeper sloped beach of loose rocks and gravel and the flatter settled intertidal sediments. ~~landward from the low water line to the place where there is a marked change in material or physiographic form.~~

Section 2. Section 19.16.030 of the Homer City Code is hereby amended to read as follows:

19.16.030 Use of vehicles--Prohibited. a. No person shall operate a motorized vehicle which includes cars, trucks, recreational vehicle, motorcycle, motor bike, or motor scooter within or upon: ~~used for recreational purpose~~ Police Vehicles, Towing Vehicles and Emergency Vehicles are exempt

b. that beach area as defined in the immediately preceding section from the northwest corner of the Fishing Hole Subdivision to the base of the Homer Spit and continuing without interruption northeast to the northern city limits, area exclusive of barge landing areas.

c. and on the west side of the Spit Road, at Mariner Park Lagoon, Kenai Peninsula Borough tax parcel numbers #181-010-25 and #181-010-26, area exclusive of barge landing areas.

~~d.---and-the-area-located-between-the-northwest-corner-of the-Fishing-Hole-Subdivision-a-line-bisecting-the-Homer-Spit-at the-centerline-of-the-Whitney-Fidalgo-access-road-and-the-tip-of the-Spit.~~

ed. that there be appropriate signage to clearly delineate the zone and shall be provided by the City.

ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER,
ALASKA this 26th day of July, 1993.

CITY OF HOMER

HARRY E. GREGOIRE, MAYOR

ATTEST:

MARY L. SHANNON, CITY CLERK

AYES:
NOES:
ABSTAIN:
ABSENT:

First Reading: June 28, 1993
Public Hearing: July 12, 1993
Second Reading: July 26, 1993
Effective Date: July 27, 1993

Reviewed and approved as to form and content:

RICHARD J. LELAND, CITY MANAGER


GORDON J. TANS, CITY ATTORNEY

Reviewed and approved as to form and content:



Richard J. Leland, City Manager

Date: 07/01/93



Gordon J. Tans, City Attorney

Date: 7/7/93