

**CITY OF HOMER
HOMER, ALASKA**

City Manager

ORDINANCE 17-03

AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA, AMENDING HOMER CITY CODE 1.16.040, DISPOSITION OF SCHEDULED OFFENSES—FINE SCHEDULE; AND REPEALING SUBSECTION (f) OF HOMER CITY CODE 5.20.020, OPEN BURNING – PERMIT REQUIREMENT, HOMER CITY CODE 5.24.060, VIOLATION – PENALTY, HOMER CITY CODE 8.08.150, VIOLATION – PENALTY, HOMER CITY CODE 8.11.080, VIOLATION – PENALTY, HOMER CITY CODE 13.08.170, VIOLATION – PENALTY, HOMER CITY CODE 14.08.170, VIOLATION – PENALTY, HOMER CITY CODE 18.20.090, PENALTY, HOMER CITY CODE 19.04.100, VIOLATION – PENALTY, HOMER CITY CODE 19.08.120, VIOLATION – PENALTY, AND HOMER CITY CODE 19.12.100 VIOLATION – PENALTIES, TO PROVIDE FOR THE DISPOSITION OF ADDITIONAL OFFENSES BY BAIL FORFEITURE WITHOUT A COURT APPEARANCE.

WHEREAS, The Alaska Court System has requested that the City update its schedule of fines for violations of the Homer City Code that may be disposed of by bail forfeiture without a court appearance; and

WHEREAS, Making as many Homer City Code violations as possible subject to disposition by bail forfeiture without a court appearance increases the efficiency of enforcing the Code; and

WHEREAS, It is appropriate and in the best interest of the City to make the Code violations listed below subject to disposition by bail forfeiture without a court appearance.

NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

Section 1. Subsection (c) of Homer City Code 1.16.040, Disposition of scheduled offenses—fine schedule, is amended by adding new lines to read as follows:

Code Section	Description of Offense	Fine
HCC 5.08.020	Transporting unsecured load of garbage, trash or other materials in vehicle	\$300

HCC 5.20.020	Open burning, permit required	\$300
HCC 5.20.030	Trash burning—approved container required	\$300
HCC 5.20.050	Handling or storing explosives	\$300
HCC 5.24.030	Fireworks—Sale prohibited	\$300
HCC 5.24.040	Fireworks—Use prohibited	\$300
HCC 5.24.050	Fireworks exhibit—Permit required	\$300
HCC 8.08.020	Itinerant or transient merchant—License required	\$300
HCC 8.08.080	Itinerant or transient merchant—Exhibition of license	\$300
HCC 8.08.100	Itinerant or transient merchant—Use of streets and other public places	\$300
HCC 8.11.030	Mobile food service—License required	\$300
HCC 8.11.070(b)	Mobile food service—Operation near similar business at fixed location	\$300
HCC 8.11.070(c)	Mobile food service—Operation in City park or campground	\$300
HCC 8.11.070(d)	Mobile food service—Operation in congested area on Homer Spit	\$300
HCC 8.12.120	Public transportation vehicle—Permit required	\$300
HCC 8.12.200	Chauffeurs license—Required	\$300
HCC 8.12.250	Public transportation vehicle—Prohibited operation	\$300

Code Section	Description of Offense	Fine
HCC 8.12.400	Public transportation vehicle—Display of rates/fares	\$300
HCC 13.08.010	Work in City right-of-way or connecting to City utility—Permit required	\$300
HCC 13.08.130	Restore City right-of-way to original condition	\$300
HCC 13.08.140	Repair of damage to City utilities	\$300
HCC 14.04.050	Sewer extension or connection—Permit required	\$300
HCC 14.04.070	Destruction of private sewage disposal system after connection to City sewer system	\$300
HCC 14.04.090	Discharge of surface drainage into City sewer	\$300
HCC 14.08.030	Water extension or connection—Permit required	\$300
HCC 14.08.040	Connection to private water system—Permit required	\$300
HCC 14.08.105	Resale of City water—Permit required	\$300
HCC 18.20.015	Storing, parking or leaving abandoned or junk vehicle	\$300
HCC 18.20.025	Failure to remove abandoned or junk vehicle	\$300
HCC 19.02.020	Large special event—Permit required	\$300
HCC 19.04.040	Burial of human remains outside approved cemetery	\$300

Code Section	Description of Offense	Fine
HCC 19.04.090(a)	Monument or other memorial protruding above ground level in City cemetery	\$300
HCC 19.04.090(b)	Placement, alteration or removal of monument, memorial or plant without City consent	\$300
HCC 19.08.030(a)	Camping on City property where prohibited	\$300
HCC 19.08.030(b)	Camping outside designated areas	\$300
HCC 19.08.030(d)	Camping in closed campground	\$300
HCC 19.08.050	Camping in City campground—Permit required	\$300
HCC19.08.060	Camping in City campground for more than 14 days	\$300
HCC 19.08.070(a)	Disposal of human waste on City property	\$300
HCC 19.08.070(c)	Erect, occupy, utilize structure on City property	\$300
HCC 19.08.070(d)	Park, leave, maintain, utilize vehicle, camper unit, or camp where prohibited	\$300
HCC 19.08.070(e)	Deface, destroy, alter or remove City property	\$300
HCC 19.08.070(f)	Dog at large in City campground	300
HCC 19.08.070(g)	Campsite in City campground left in disorderly or unsightly condition	\$300

Code Section	Description of Offense	Fine
HCC 19.08.080	Improper storage of garbage, refuse, other waste in City campground	\$300
HCC 19.12.080	Excavation or removal of gravel or fill—Permit required	\$300
HCC 19.12.090	Tampering with, burning or removing driftwood from storm berm	\$300

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38 Section 2. Subsection (f) of Homer City Code 5.20.020, Open burning – Permit
39 requirement, is repealed.

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41 Section 3. Homer City Code 5.24.060, Violation – Penalty, is repealed.

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43 Section 4. Homer City Code 8.08.150, Violation – Penalty, is repealed.

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45 Section 5. Homer City Code 8.11.080, Violation – Penalty, is repealed.

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47 Section 6. Homer City Code 13.08.170, Violation – Penalty, is repealed.

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49 Section 7. Homer City Code 14.08.170, Violation – Penalty, is repealed.

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51 Section 8. Homer City Code 18.20.090, Penalty, is repealed.

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53 Section 9. Homer City Code 19.04.100, Violation – Penalty, is repealed.

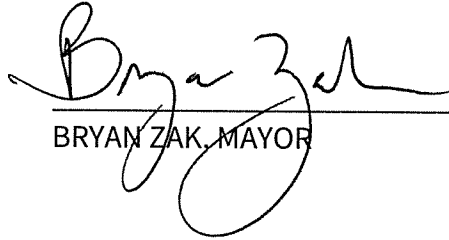
54
55 Section 10. Homer City Code 19.08.120, Violation – Penalty, is repealed.

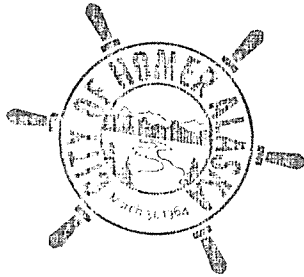
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57 Section 11. Homer City Code 19.12.100 Violation – Penalties, is repealed.

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59 Section 12. This ordinance shall take effect upon its adoption by the Homer City
60 Council.
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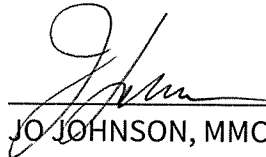
ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this 23rd day of January, 2017.

CITY OF HOMER


BRYAN ZAK, MAYOR




ATTEST:

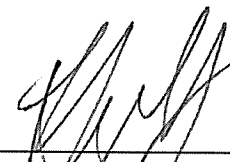

JO JOHNSON, MMC, CITY CLERK

YES: 6
NO: 6
ABSTAIN: 0
ABSENT: 0

First Reading: 1/09/17
Public Hearing: 1/23/17
Second Reading: 1/23/17
Effective Date: 1/24/17

Reviewed and approved as to form.


Mary K. Koester, City Manager, Acting
Jo Johnson
Date: 1/27/17


Holly C. Wells, City Attorney
Date: 1.27.17

Fiscal Note: NA