

**CITY OF HOMER
HOMER, ALASKA**

City Manager/Harbormaster

ORDINANCE 21-23

AN ORDINANCE OF THE CITY COUNCIL OF HOMER, ALASKA
AMENDING HOMER CITY CODE 19.20.020 GENERAL RULES,
ADDING LAUNCHING, LANDING OR RETRIEVING OF MOTORIZED
WATERCRAFT IS PROHIBITED FROM CITY OWNED BEACHES
EXCEPT FOR OFFICIAL BUSINESS USE.

WHEREAS, On January 9, 2021, the State of Alaska Department of Fish and Game repealed the prohibition for the use of Personal Watercraft in the Kachemak Bay and Fox River Flats Critical Habitat Area; and

WHEREAS, Much of the tourism economy of Homer is associated with ecologically rich resources of Kachemak Bay, which include the Critical Habitat Area and the Western Hemispheric Shorebird Reserve Network Site; and

WHEREAS, The Parks, Art, Recreation & Culture and Port & Harbor Advisory Commissions have discussed the use and impact of personal watercraft to the areas of the harbor and city owned beaches at multiple meetings; and

WHEREAS, It is in the best interest of the City of Homer to limit where motorized watercraft may be launched, landed or retrieved from tidal waters within city limits; and

WHEREAS, Limiting the launching, landing and or retrieving of motorized watercraft to specific areas will insure public safety and protect sensitive habitat and wildlife.

NOW, THEREFORE, The City of Homer Ordains:

Section 1. Homer City Code Section 19.20.020 General Rules. Is hereby amended as follows:

- a. No person may deface, disfigure, damage, tamper with, or displace or remove any building, structure, table, bench, fireplace, sign, notice, vegetation, or placard in a park.
- b. No person may cut, pick or damage trees, flowers or other vegetation in a park.
- c. No person may camp in a park except in an area and at a time designated for that purpose by the City Manager.
- d. No person may light, build, use or maintain an open fire or portable camp stove in a park except in a receptacle or area designated for that use. No person may leave an open fire or operating portable camp stove unattended. No person may use a flammable liquid other than charcoal lighting fluid to start or accelerate a fire.

e. No person may operate, or stop, stand or park, a motorized vehicle in a park except:
1. In an area designed for the use, and in a manner permitted by the designation; or
2. Construction, enforcement, maintenance or emergency vehicles operated by the State, the Kenai Peninsula Borough, the City or their respective contractors.

f. Where the operation of motor vehicles is permitted in a park, motor vehicles shall be operated in accordance with posted speed limits, in a prudent and safe manner, and at a speed not exceeding 10 miles per hour in parking areas.

g. A person having control or supervision of an animal that excretes feces in a park shall immediately collect and properly dispose of the feces.

h. No person may dump, deposit, or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage or refuse, or other trash, or water, sewage or effluent from sinks, portable toilets or other plumbing fixtures, directly upon the surface of land or water in a park.

i. Dumpsters provided at park facilities are intended for park use only.

j. No person may launch, load or retrieve a motorized watercraft from city owned beaches except for official business use or with harbormaster approval.

Section 2. This ordinance is of a permanent and general character and shall be included in Homer City Code.

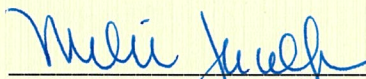
ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this 26th day of April, 2021.

CITY OF HOMER



KEN CASTNER, MAYOR

ATTEST:



MELISSA JACOBSEN, MMC, CITY CLERK

YES: 6

NO: 0

ABSTAIN: 0

ABSENT: 0

First Reading: 4.12.21

Public Hearing: 4.26.21

Second Reading: 4.26.21

Effective Date: 4.27.21

