

AN ORDINANCE of the City of Wrangell, Alaska, providing for the issuance and sale of \$72,000 of general obligation bonds of the City for the purpose of providing part of the funds required to pay the principal of the Bond Anticipation Note of the city dated November 15, 1967; providing the date, form, terms, maturities and covenants of said bonds; providing for unlimited tax levies to pay the principal thereof and interest thereon; and declaring an emergency.

WHEREAS, at a special election held in the City of Wrangell, Alaska (hereinafter referred to as the "City"), on March 29, 1966, pursuant to its charter and to Resolution No. 3-66-1 and other resolutions and ordinances of the Council of the City, the qualified electors of the City authorized the issuance of general obligation bonds of the City in the total principal amount of \$175,000 for the purpose of providing funds to pay part of the cost of acquiring, constructing and equipping a community hospital for the City; and

WHEREAS, the City has, under date of November 15, 1967 and pursuant to Ordinance No. 211, issued its Bond Anticipation Note in the principal amount of \$175,000 in anticipation of the issuance of said general obligation bonds; and

WHEREAS, it is necessary and in the best interests of the City and its inhabitants that the issuance and sale of \$72,000 of general obligation bonds out of said \$175,000 of general obligation bonds be now authorized, that the proceeds of the sale of said bonds be used, together with certain grants to be received by the City from the United States of America for the purpose of paying part of the cost of said hospital, to pay and redeem said note; and that the date, form, terms, maturities and covenants of said bonds now be fixed;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Wrangell, Alaska, as follows:

Section 1. As used in this ordinance, the following words shall have the following meanings:

a. The word "City" shall mean the City of Wrangell, Alaska, a municipal corporation duly organized and existing under the laws of the State of Alaska.

b. The word "Bonds" shall mean the General Obligation Hospital Bonds of the City in the principal amount of \$72,000 provided for herein.

c. The words "Bond Redemption Fund" shall mean the City of Wrangell 1967 General Obligation Hospital Bond Redemption Fund created by Ordinance No. 211 of the City. The name of said fund is herein changed to the City of Wrangell 1968 General Obligation Hospital Bond Redemption Fund.

d. The word "Note" shall mean the General Obligation Hospital Bond Anticipation Note of the City in the principal amount of \$175,000 dated November 15, 1967, and issued pursuant to Ordinance No. 211 of the City Council to pay part of the cost of acquiring, constructing and equipping a community hospital and all necessary appurtenances.

Section 2. For the purpose of providing part of the funds to pay and redeem the Note when the same becomes due or when the Note shall be called for redemption, and as authorized by Resolution No. 211 of the City Council and by the qualified electors of the City at an election held therein on March 29, 1966, the City shall issue and sell \$72,000 of general obligation bonds out of the \$175,000 of general obligation bonds so authorized.

The Bonds shall be dated June 1, 1968, shall be in the denomination of \$1,000 each, shall be numbered from 1 upwards consecutively, shall be registrable as to principal only, and shall bear interest at a rate of not to exceed 4 1/8% per annum payable December 1, 1968 and semiannually thereafter on the first days of June and December of each year from date of issue as evidenced by

coupons to be attached thereto. The Bonds shall mature on June 1 of each of the following years in the following amounts:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1969	\$6,000	1974	\$7,000
1970	6,000	1975	8,000
1971	6,000	1976	8,000
1972	7,000	1977	8,000
1973	7,000	1978	9,000

Both principal of and interest on the Bonds shall be payable in any coin or currency which is legally acceptable on the respective dates of payment for debts due the United States of America, at the office of the City Treasurer, Wrangell, Alaska, or at the option of the holder at the National Bank of Alaska, Anchorage, Alaska.

Section 3. The City does not reserve the right to redeem any of the outstanding Bonds in advance of their scheduled maturities.

Section 4. The Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA

NO. _____

\$1,000

STATE OF ALASKA

CITY OF WRANGELL

GENERAL OBLIGATION HOSPITAL BOND, 1968

The City of Wrangell, Alaska, for value received hereby promises to pay to bearer, or if this bond be registered, to the registered holder hereof, on the first day of June, 19____, the principal sum of

ONE THOUSAND DOLLARS

together with interest thereon at the rate of 4 1/8% per annum payable December 1, 1968, and semiannually thereafter on the first days of June and December of each year from date hereof as evidenced by and upon presentation and surrender of the attached interest coupons as they severally become due, or until such

Both principal of and interest on this bond are payable in any coin or currency which is legally acceptable on the respective dates of payment for debts due the United States of America, at the office of the City Treasurer, Wrangell, Alaska, or at the option of the holder, at the National Bank of Alaska, Anchorage, Alaska

Both such principal and interest are payable in accordance with the provisions of Ordinance No. ____ adopted by the Council of the City of Wrangell (herein called the "City") on the ____ day of May, 1968, out of the City of Wrangell 1968 General Obligation Hospital Bond Redemption Fund (hereinafter called the "Bond Redemption Fund."

The City has not reserved the right to redeem any of the outstanding bonds of this issue in advance of their scheduled maturities.

This bond is one of an authorized issue of negotiable general obligation bonds of the City of like amount, date and tenor except as to number and date of maturity, in the aggregate principal amount of \$72,000, and is issued pursuant to a vote of the qualified voters of the City, for the purpose of providing part of the funds required to pay and redeem the Bond Anticipation Note of the City dated November 15, 1967, which note was issued to provide part of the funds necessary to acquire, construct and equip a community hospital for the City.

The City has irrevocably covenanted by said Ordinance No. ____ that it will levy taxes annually upon all the taxable property within the City without limitation as to rate or amount and in amounts sufficient to pay the principal of and interest on the bonds of this issue as the same shall become due. The full faith, credit and resources of the City are hereby irrevocably pledged

for the annual levy and collection of such taxes and for the prompt payment of such principal and interest.

It is hereby certified that all acts, conditions and things required to be done precedent to and in the issuance of this bond have happened, been done and performed and that the total indebtedness of the City, including this bond and the bonds of this issue, does not exceed any constitutional, statutory or charter limitation.

IN WITNESS WHEREOF, the City of Wrangell, Alaska, has caused this bond to be signed by its Mayor, to be attested by its Clerk, the official seal of the City to be impressed hereon, and the interest coupons attached hereto to be signed with the facsimile signatures of said officials this first day of June, 1968.

CITY OF WRANGELL, ALASKA

By _____
Mayor

ATTEST:

City Clerk

The interest coupons to be attached to the Bonds shall be in substantially the following form:

No. _____ \$ _____

On the first day of _____, 19____, the City of Wrangell, Alaska, will pay to bearer at the office of the City Treasurer, Wrangell, Alaska, or at the option of the holder at the National Bank of Alaska, Anchorage, Alaska, the sum shown hereon in any coin or currency which is legally acceptable on such date for debts due the United States of America, said sum being the semiannual interest due that day on its General Obligation Hospital Bond, 1968, dated June 1, 1968, and numbered _____.

CITY OF WRANGELL, ALASKA

ATTEST:

City Clerk

The Bonds shall have endorsed thereon the following registration certificate:

This bond may be registered as to principal only on the bond registry book of the City maintained at the office of the City Treasurer, Wrangell, Alaska, such registration to be noted hereon, and thereafter the principal of this bond shall be payable only to the registered holder, his legal representatives or assigns.

This bond, if registered, shall be transferable to another registered holder or back to bearer only upon presentation to the City Treasurer with a legal assignment duly acknowledged or proved.

Registration of this bond shall not affect the negotiability of the coupons attached hereto, which shall at all times be transferable by delivery.

Date of Registration	Name and Address of Registered Owner	Signature of Authorized Officer
:	:	
:		
:		
:		
:		

Section 5. The Bonds shall be signed on behalf of the City by its Mayor, shall be attested by the City Clerk, and shall have the official seal of the City impressed thereon. Each of the interest coupons attached thereto shall be signed with the facsimile signatures of said officials..

Section 6. Any purchaser of the Bonds as advertised for sale by the City may elect to accept a non negotiable bond registered

as to both principal and interest with a face value in the amount of the Bonds, in lieu of individual coupon bonds. Any such fully registered bond shall be executed in the manner provided for the Bonds and shall be of type composition on paper of sufficient weight and strength to prevent deterioration throughout the life of the loan represented by such fully registered bond.

Such fully registered bond shall be dated as of June 1, 1968, shall bear such rate or rates of interest from such date as may be fixed upon the sale or sales thereof, shall mature in installments in the years and amounts set forth in Section 2 of this ordinance, and shall be in substantially the following form, with such variations, omissions and insertions as may be necessary under the circumstances:

UNITED STATES OF AMERICA

No. R-1

\$72,000

STATE OF ALASKA

CITY OF WRANGELL

GENERAL OBLIGATION HOSPITAL BOND, 1968

The City of Wrangell, Alaska (hereinafter called the "City"), acknowledges itself indebted and for value received promises to pay to the United States of America, Economic Development Administration or its successor (herein sometimes called the "Payee"), or its registered assigns (herein sometimes called the "Alternate Payee"), the principal sum of

SEVENTY-TWO THOUSAND DOLLARS

on the first day of June in years and installments as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1969	\$6,000	1974	\$7,000
1970	6,000	1975	8,000
1971	6,000	1976	8,000
1972	7,000	1977	8,000
1973	7,000	1978	9,000

in any coin or currency which is legally acceptable on the respective dates of payments for debts due the United States of

as to both principal and interest with a face value in the amount of the Bonds, in lieu of individual coupon bonds. Any such fully registered bond shall be executed in the manner provided for the Bonds and shall be of type composition on paper of sufficient weight and strength to prevent deterioration throughout the life of the loan represented by such fully registered bond.

Such fully registered bond shall be dated as of June 1, 1968, shall bear such rate or rates of interest from such date as may be fixed upon the sale or sales thereof, shall mature in installments in the years and amounts set forth in Section 2 of this ordinance, and shall be in substantially the following form, with such variations, omissions and insertions as may be necessary under the circumstances:

UNITED STATES OF AMERICA

No. R-1

\$72,000

STATE OF ALASKA

CITY OF WRANGELL

GENERAL OBLIGATION HOSPITAL BOND, 1968

The City of Wrangell, Alaska (hereinafter called the "City"), acknowledges itself indebted and for value received promises to pay to the United States of America, Economic Development Administration or its successor (herein sometimes called the "Payee"), or its registered assigns (herein sometimes called the "Alternate Payee"), the principal sum of

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on the first day of June in years and installments as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1969	\$6,000	1974	\$7,000
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1971	6,000	1976	8,000
1972	7,000	1977	8,000
1973	7,000	1978	9,000

in any coin or currency which is legally acceptable on the respective dates of payments for debts due the United States of

America, and to pay interest on the balance of said principal from time to time remaining unpaid in like coin or currency at the rate of 4 1/8% per annum on December 1, 1968, and semiannually thereafter on the first days of June and December of each year from date hereof until the principal amount hereof has been paid or such payment has been duly provided for.

So long as the Payee is the registered owner of this bond, the Federal Reserve Bank of Richmond, Richmond, Virginia, shall act as collection agent for the Payee for collection of both principal and interest on this bond. So long as an Alternate Payee is the registered owner hereof, said payments shall be made at the office of the City Treasurer, Wrangell, Alaska, or at the option of the holder at the National Bank of Alaska, Anchorage, Alaska.

Payments of principal and interest, including prepayments of installments of principal as hereinafter provided, shall be noted on the Payment Record made a part of this bond. Upon final payment of principal and interest this bond shall be submitted to the City for cancellation and surrender.

Both principal of and interest on this bond are payable solely out of the special account of the City known as the "City of Wrangell 1968 General Obligation Hospital Bond Redemption Fund" (herein called the "Bond Redemption Fund").

As long as the registered owner hereof shall be the Payee, the City may prepay on any interest payment date the entire unpaid principal amount hereof, or from time to time, in the inverse chronological order of said installments may prepay such lesser portion hereof, in multiples of \$1,000, as the City may determine, at the principal amount thereof plus accrued interest to the date of such prepayment. For so long as the Alternate Payee is the registered owner of this bond, the City may not prepay any installments of principal.

As provided in Ordinance No. ____ of the City (hereinafter called the "Ordinance"), this bond is exchangeable, at the sole expense of the City, at any time upon ninety days' notice at the request of the registered owner hereof, and upon surrender of this bond to the City, for definitive bonds payable to bearer, registrable as to principal only, of the denomination of \$1,000 each, bearing interest at the same rate as this bond, with the same rights of redemption as provided for definitive bonds in Section 3 of the Ordinance, in an aggregate principal amount equal to the unpaid principal amount of this bond and in the form of such coupon bonds as provided for in Section 4 of the Ordinance.

This bond is a general obligation bond of the City and has been duly issued by it pursuant to Resolution No. 3-66-1 of the City, to a vote of the qualified electors thereof, and to the Ordinance, for the purpose of providing part of the funds to pay and redeem the Bond Anticipation Note of the City, dated November 15, 1967, issued to provide part of the funds to acquire, construct and equip a community hospital for the City.

The City has irrevocably covenanted by the Ordinance that it will levy taxes annually upon all the taxable property within the City without limitation as to rate or amount in amounts which will be sufficient to pay the principal of and interest on this bond as the same shall become due. The full faith, credit and resources of the City are hereby irrevocably pledged for the annual levy and collection of such taxes and for the prompt payment of such principal and interest.

This bond may be assigned, and upon such assignment the assignor shall promptly notify the City Treasurer by registered mail. The City may require presentation of this bond for verification of the Payment Record or, at its option, for exchange for a new fully registered bond.

It is hereby certified that all acts, conditions and things required to be done precedent to and in the issuance of this bond have happened, been done and performed, and that the total indebtedness of the City including this bond does not exceed any constitutional, statutory or charter limitation.

IN WITNESS WHEREOF, the City of Wrangell, Alaska, has caused this bond to be signed on behalf of the City by its Mayor, to be attested by the City Clerk, and the seal of the City to be impressed hereon, as of the first day of June, 1968.

CITY OF WRANGELL, ALASKA

By _____

Mayor

ATTEST:

City Clerk

The fully registered bond shall have endorsed thereon the following form of assignment:

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned registered owner thereof hereby sells, assigns and transfer the within bond unto _____

DATED _____

In the presence of:

(Repeat this form of assignment)

(As provided in the within bond, notice of any assignment thereof shall be given by the assignor by registered mail to the City Treasurer, Wrangell, Alaska, and upon the receipt of such notice the bond shall be registered as to both principal and interest on the registration books in the name of the assignee named above, but the City shall have the right to require surrender of said bond for verification of the Payment Record or, at the option of the City, in exchange for a new fully registered bond.)

PAYMENT RECORD

<u>Due Date</u>	<u>Principal Payment</u>	<u>Principal Balance Due</u>	<u>Interest Payment (4 1/3%)</u>	<u>Date Paid</u>	<u>Name of Paying Agent Authorized Official and Title</u>
	(enter amounts)				
(enter dates for principal and interest)					
		(leave blank)	(leave blank)	(leave blank)	

(20 due dates--leave one-half inch space between each due date, etc., for manual interlining, if necessary; also half a page at end for an explanation which might be required)

Section 7. Principal installments of any fully registered bond or bonds may not be prepaid; provided, however, that as long as the United States of America or any officer or department thereof owns any such fully registered bond, or any definitive coupon bond, the United States of America or such officer or department has waived and will waive the noncallable provisions applicable as set forth above and in Section 3 hereof.

Any fully registered bond or bonds may also be transferred by the registered owner thereof, provided that such transfer relates to the entire principal amount of the fully registered bond transferred, and any such transfer shall be noted on the bond registration book of the City.

Upon ninety days written notice by the holder of any fully registered bond, the City shall cause to be prepared and shall deliver to such holder, at its sole cost and expense, on any interest payment date, definitive coupon bonds of type composition and on bond paper of weight and strength that is customarily used for serial bonds of an issue comparable to his issue of Bonds.

Such definitive bonds shall be in the denomination of \$1,000 each, shall have coupons attached bearing dates representing all installments of interest due on each of said bonds, shall be in the total principal sum of the unpaid balance due on such fully registered bond, shall be numbered and mature as provided in Section 2 hereof on those dates of maturity which have not yet occurred on the date of such exchange, except that if any prepayment authorized herein shall have been effected, such prepayment shall be deemed to have redeemed such definitive bonds in inverse numerical order. Such definitive bonds and the coupons attached thereto shall be executed and authenticated as herein provided for the Bonds.

Section 8. The Bonds shall be sold after advertisement on sealed proposals to the highest and best bidder submitting a bid with an effective rate over the life of the Bonds of 4 1/8% or less, plus accrued interest to the date of delivery.

If no such bid is received from a bidder other than the United States of America or any officer or department thereof, the Bonds shall be sold to the United States of America or any such officer or department submitting a sealed bid at the rate agreed upon for the Bonds in the offer of the Economic Development Administration of the United States Department of Commerce to purchase said Bonds, dated June 15, 1967.

The Clerk of the City is hereby authorized and directed to cause a short form of the official notice of sale of the Bonds to be published at least once in The Bond Buyer, at least fifteen days prior to the date when such bids will be received, publicly opened, considered and acted upon.

Section 9. There has heretofore been created by Ordinance No. 211 a special fund of the City known as the "City of Wrangell 1967 General Obligation Hospital Bond Redemption Fund" (herein called the "Bond Redemption Fund"), which fund is to be drawn upon

for the purposes of paying the principal of and interest on the Note and, when the Note shall have been fully redeemed, of paying the principal of and interest on the Bonds as the same shall become due. The creation of said Bond Redemption Fund is hereby in all respects ratified and confirmed and the name of said fund is hereby changed to the "City of Wrangell 1968 General Obligation Hospital Bond Redemption Fund. Said Bond Redemption Fund shall be maintained by the City as a permanent fund until all of the Bonds shall have been redeemed or their payment duly provided for.

The proceeds from the sale of the Bonds, including accrued interest, shall be deposited in the Bond Redemption Fund. The principal amount of the Bonds shall be used to pay part of the principal of the Note (upon the redemption or retirement thereof). The City shall deposit in the Bond Redemption Fund sums sufficient to pay the balance of the principal of the Note and all of the accrued interest on said Note remaining unpaid at the time of the redemption or retirement of the Note. The accrued interest derived from the sale of the Bonds shall be retained in the Bond Redemption Fund and used to pay the interest on the Bonds as the same shall become due.

Section 10. The City hereby irrevocably covenants that it will make annual levies of ad valorem taxes upon all the taxable property within the City without limitation as to rate or amount in amounts which will be sufficient to pay the principal of and interest on the Bonds as the same shall become due, and that it will pay such taxes into the Bond Redemption Fund upon collection thereof. The full faith, credit and resources of the City are hereby irrevocably pledged for the annual levy and collection of such taxes and the prompt payment of such principal and interest as aforesaid.

In the event that money and/or direct obligations of the United States of America maturing at such time or times and bearing interest to be earned thereon in amounts sufficient to redeem and retire

the Bonds in accordance with their terms are set aside in the Bond Redemption Fund to effect such redemption or retirement, and such money and the principal of and interest on such obligations are irrevocably set aside and pledged for such purpose, then no further payments need be made into the Bond Redemption Fund for the payment of the principal of and interest on the Bonds, and the Bonds and the appurtenant coupons shall cease to be entitled to any lien, benefit or security of this ordinance except the right to receive the funds so set aside and pledged and the Bonds and/or such coupons shall be deemed not to be outstanding hereunder.

Section 11. For so long as the Bonds shall be held by the United States of America or any office or department thereof, the City covenants as follows:

a. That it will not dispose of or encumber its title or other interest in the facilities and improvements constructed and made out of the proceeds of the Bonds, including the underlying realty, or its interest in any property necessary for the access to and the use thereof without first obtaining the written consent of such Bondholder.

b. That it will carry insurance of such types in such amounts and with such insurance carriers as are acceptable to such Bondholder.

Section 12. Publication of this ordinance shall be made within ten days from its passage in accordance with the Charter of the City.

Section 13. Declaration of Emergency. In order to enable the City to sell the Bonds as soon as possible so that it can pay part of the cost of redeeming the Note as provided for herein, an emergency is hereby found to exist affecting the immediate preservation of the public peace, welfare, health and safety, and this ordinance

shall become effective immediately upon its passage and publication as required by law.

PASSED by the Council of the City of Wrangell, Alaska, and approved by its Mayor at a regular meeting of said Council held this 21st day of May, 1968, after notice thereof given as required by law.

CITY OF WRANGELL, ALASKA

By *Richard B. Nelson*
Mayor

ATTEST:

Siwian Hill
City Clerk

CITY CLERK'S CERTIFICATE

I, the undersigned, the duly chosen, qualified and acting Clerk of the City of Wrangell, Alaska, and keeper of the records of the Council of the City (herein called the "Governing Body"), DO HEREBY CERTIFY:

1. That the attached ordinance (herein called the "Ordinance") is a true and correct copy of an ordinance of the City of Wrangell as finally adopted at a meeting of the Governing Body held on the 21st day of May, 1968, and duly recorded in my office.

2. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting and a legally sufficient number of members of the Governing Body voted in the proper manner for the adoption of said Ordinance; that all other requirements and proceedings incident to the proper adoption or passage of said Ordinance have been duly fulfilled, carried out and otherwise observed; and that I am authorized to execute this certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City this 21st day of May, 1968.

Suzanne Hills

City Clerk, Wrangell, Alaska

*Published by Title only
June 8, 1968
GSK*

AN ORDINANCE of the City of Wrangell, Alaska, confirming the result of the special election held on March 29, 1966 within the City to authorize the issuance of general obligation bonds of the City in the principal amount of not to exceed \$175,000 for the purpose of providing part of the funds necessary to pay the cost of acquiring, constructing and equipping a community hospital for the City; providing for the issuance of a note in the amount of \$175,000 in anticipation of the issuance of said bonds; fixing the date, form, terms, maturity and covenants of said note and creating a special fund for the payment of the principal thereof and interest thereon; creating a construction fund; confirming the sale of said note; and declaring an emergency.

WHEREAS, at a special election held in the City of Wrangell, Alaska (hereinafter referred to as the "City"), on March 29, 1966, pursuant to Resolution No. 3-66-1 and other resolutions and ordinances of the City, the qualified electors of the City authorized the issuance of general obligation bonds of the City in the total principal amount of not to exceed \$175,000 for the purpose of providing funds to pay part of the cost of acquiring, constructing and equipping a community hospital for the City; and

WHEREAS, Chapter 117, Session Laws of Alaska 1964, provides that a political subdivision of the state which is authorized by law to incur bonded indebtedness may borrow money in anticipation of the sale of general obligation bonds if the general obligation bonds to be sold have been authorized by the governing body of the political subdivision and ratified by a majority vote of the qualified voters of the political subdivision who vote on the question; and

WHEREAS, said general obligation bonds were so authorized in the manner provided by law, and it is hereby found to be in the best interests of the City and its inhabitants that a note in anticipation of the issuance thereof now be sold and issued to make available funds to pay part of the cost of constructing the above-mentioned improvement

until the City is able to complete the procedures necessary to issue and sell said bonds and until the City is able to obtain anticipated federal and state grants for the construction of said hospital; and

WHEREAS, this Council has heretofore accepted the offer of National Bank of Alaska, Anchorage, Alaska, to purchase said note at par plus accrued interest and under the terms, conditions and covenants thereof hereinafter set forth;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Wrangell, Alaska, as follows:

Section 1. As used in this ordinance, the following words shall have the following meanings:

a. The word "City" shall mean the City of Wrangell, Alaska, a municipal corporation duly organized and existing under the laws of the State of Alaska.

b. The word "Bonds" shall mean the General Obligation Hospital Bonds, 1967 of the City in the principal amount of \$175,000, the issuance of which was authorized by the qualified electors of the City at a special election held therein on March 29, 1966.

c. The word "Note" shall mean the General Obligation Hospital Bond Anticipation Note of the City in the principal amount of \$175,000 to be issued in anticipation of the issuance of the Bonds pursuant to this ordinance.

Section 2. The adoption by the qualified voters of the City at the special election held therein on March 29, 1966, of the following proposition:

PROPOSITION

GENERAL OBLIGATION COMMUNITY
HOSPITAL BONDS \$175,000

SHALL THE CITY OF WRANGELL, ALASKA, ISSUE ITS GENERAL OBLIGATION BONDS IN THE PRINCIPAL SUM OF NOT TO EXCEED \$175,000 BEARING INTEREST NOT TO EXCEED SIX PERCENT PER ANNUM AND MATURING IN NOT TO EXCEED 30 YEARS FROM DATE OF ISSUE FOR THE PURPOSE OF PROVIDING FUNDS IN ADDITION TO FEDERAL AND STATE FUNDS AVAILABLE TO PAY THE COST OF ACQUIRING, CONSTRUCTING, AND EQUIPPING A COMMUNITY HOSPITAL FOR THE CITY OF WRANGELL, ALASKA, WITH ALL NECESSARY APPURTENANCES, FACILITIES AND UTILITIES.



YES



NO

is hereby in all respects ratified and confirmed.

Section 3. For the purpose of temporarily financing the payment of part of the cost of constructing a community hospital, together with necessary appurtenances, and in anticipation of the sale of the Bonds and in anticipation of the receipt of grants from the Governments of the United States and the State of Alaska, the City shall now issue and sell the Note.

The Note shall be dated November 15, 1967, shall bear interest at the rate of five percent (5%) per annum payable at maturity, and shall mature on November 15, 1968. The Note shall be in the denomination of \$175,000.

Both principal of and interest on the Note shall be payable to National Bank of Alaska, Anchorage, Alaska, in lawful money of the United States of America at National Bank of Alaska, Anchorage, Alaska, and shall be a general obligation of the City.

The City hereby reserves the right to redeem the Note, at par plus accrued interest to the date of redemption, on the first day of any month after December, 1967. Notice of any such intended redemption shall be given by certified mail, not more than thirty nor less than twenty

days prior to such redemption date, to National Bank of Alaska, Anchorage, Alaska. Interest on the Note shall cease on such redemption date unless the Note is not redeemed upon presentation made pursuant to such call.

Section 4. There is hereby created a special fund of the City to be known as the City of Wrangell 1967 General Obligation Hospital Bond Redemption Fund (hereinafter called the "Bond Fund"), which Fund is to be drawn upon for the sole purpose of paying the principal of and interest on the Note and, when the Note shall have been fully redeemed, of paying the principal of and interest on the Bonds.

The City hereby obligates and binds itself to set aside and pay into the Bond Fund out of the proceeds of the sale of the Bonds simultaneously with the receipt thereof, and out of any other moneys legally available therefor, moneys sufficient in amount to pay the principal of and interest on the Note when the same become due.

The City covenants and agrees to perform all acts necessary for the issuance of the Bonds, or such portion thereof as is necessary to redeem the Note, and to deliver said Bonds to the purchaser thereof on or prior to November 15, 1968, the date of maturity of the Note.

Section 5. There is hereby created another special Fund of the City to be known as the 1967 Hospital Construction Fund (hereinafter called the "Construction Fund"), into which shall be paid the full purchase price of the Note, (other than accrued interest, if any, which shall be paid into the Bond Fund hereinbefore created), together with all other funds available for the purposes for which the Note is issued. Said funds so paid into said Construction Fund shall be expended solely for paying the cost of constructing a community hospital building with all necessary appurtenant facilities as hereinbefore provided and as more fully set forth in Resolution No. 3-66-1 of the City Council adopted March 7, 1966.

Section 6. The Note shall be a general obligation of the City. For the prompt payment of the principal thereof and interest thereon the City hereby pledges its full faith, credit, taxing power and resources.

Section 7. The Note shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF ALASKA \$175,000
CITY OF WRANGELL

GENERAL OBLIGATION HOSPITAL BOND ANTICIPATION NOTE, 1967

The City of Wrangell, a municipal corporation of the State of Alaska, acknowledges itself to owe and for value received promises to pay to National Bank of Alaska, Anchorage, Alaska, on the 15th day of November, 1968, the principal sum of

ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS

together with interest thereon at the rate of five percent (5%) per annum until the date of payment.

Both principal of and interest on this note are payable in lawful money of the United States of America at National Bank of Alaska, Anchorage, Alaska, solely out of the special fund of the City known as the "City of Wrangell 1967 General Obligation Hospital Bond Redemption Fund" created by Ordinance No. _____ of the City.

This note is issued pursuant to the laws of the State of Alaska and the Charter and duly adopted resolutions and ordinances of the City of Wrangell, for the purpose of temporarily financing the payment of part of the cost of constructing a hospital with all necessary appurtenances.

The City of Wrangell has reserved the right to redeem this note, at par plus accrued interest to the date of redemption, on the

first day of any month after December, 1967. Notice of any such intended redemption shall be given by certified mail, not more than thirty nor less than twenty days prior to such redemption date, to National Bank of Alaska, Anchorage, Alaska.

This note is payable out of the proceeds of the sale of general obligation bonds of the City to be entitled "City of Wrangell General Obligation Hospital Bonds, 1967" authorized pursuant to Resolution No. 3-66-1 of the City Council and by a vote of the qualified electors of the City at an election held therein on March 29, 1966, and is also payable out of such other moneys of the City as are legally available for such purpose and as may be authorized by its City Council. For the prompt payment of the principal hereof and interest hereon the City has pledged its full faith, credit, taxing power and resources.

The City of Wrangell hereby covenants and agrees with the owner and holder of this note that it will keep and perform all of the covenants of this note and of said Ordinance No. _____ to be by it kept and performed.

It is hereby certified that all acts, conditions and things required by the Constitution and laws of the State of Alaska, the Charter of the City of Wrangell and ordinances and resolutions of said city to have been done precedent to and in the issuance of this note have happened, been done and performed and that the total indebtedness of the City of Wrangell, including this note, does not exceed any debt limitation prescribed by such Charter.

IN WITNESS WHEREOF, the City of Wrangell, Alaska, has caused this note to be signed by its Mayor, to be attested by

its Clerk, and the corporate seal of the City to be impressed hereon, this 15th day of November, 1967.

CITY OF WRANGELL, ALASKA

By _____ Mayor

ATTEST:

City Clerk

Section 8. The sale of the Note to National Bank of Alaska, Anchorage, Alaska, at par and accrued interest to the date of delivery, under the terms and conditions of said Note as set forth herein, is hereby in all respects approved, ratified and confirmed.

The proper City officials are hereby authorized and directed to do everything necessary for the prompt issuance, execution and delivery of the Note to such purchaser and for the proper use and application of the funds derived from such sale.

Section 9. The Note shall be signed on behalf of the City by its Mayor, shall be attested by its Clerk, and shall have the official seal of the City impressed thereon.

Section 10. Publication of this ordinance shall be made in conformity with Sections 2-13 and 1-6(4) of the Charter of the City.

Declaration of Emergency. An emergency is hereby declared to exist affecting the public peace, health and safety of the City. It is necessary that the City obtain the funds to pay part of the cost of the hospital before anticipated federal and state grants can be received towards the cost of the hospital and that the Note (hereinbefore defined) be issued to provide such funds until the Bonds (hereinbefore defined) may be issued. This ordinance shall take effect immediately upon its passage.

PASSED by the Council of the City of Wrangell, Alaska,
and approved by its Mayor this 14th day of November, 1967.

CITY OF WRANGELL, ALASKA

By Arthur B Nelson
Mayor

ATTEST:

Siwian Hills
City Clerk

CITY CLERK'S CERTIFICATE

I, the undersigned, the duly chosen, qualified and acting Clerk of the City of Wrangell, Alaska, and keeper of the records of its City Council (herein called the "Governing Body"), DO HEREBY CERTIFY:

1. That the attached ordinance (herein called the "Ordinance") is a true and correct copy of an ordinance of the City of Wrangell as adopted at a meeting of the Governing Body held on the 14th day of November, 1967, and duly recorded in my office.

2. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting and a legally sufficient number of members of the Governing Body voted in the proper manner for the adoption of the Ordinance; that all other requirements and proceedings incident to the proper adoption and passage of said Ordinance have been duly fulfilled, carried out and otherwise observed, and that I am authorized to execute this certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Wrangell this 15th day of November, 1967.

Sivan Hills
City Clerk

(S E A L)

AN ORDINANCE of the City of Wrangell, Alaska, confirming the result of a special election held on July 25, 1967, within the city for the submission to the qualified voters of the city of a proposition of whether or not the city should issue its bonds in the principal amount of \$165,000 to pay part of the cost of acquiring, constructing and equipping certain school facilities; providing for the issuance and sale of the general obligation bonds approved at said special election; fixing the date, form, terms, maturities and covenants thereof; pledging the levy of general taxes to pay the principal thereof and interest thereon; creating a special fund for the payment of such principal and interest; creating a construction fund; approving the sale of said bonds; and declaring an emergency.

WHEREAS, at a special election held in the City of Wrangell, Alaska (hereinafter called the "city") on July 25, 1967, pursuant to its Charter and to Resolution No. 6-67-6 adopted June 26, 1967, and other resolutions and ordinances of the council of the city, the qualified electors thereof authorized the issuance of general obligation bonds of the city in the principal amount of \$165,000 for certain capital improvements to the school system of the city; and

WHEREAS, it is necessary and to the best interests of the city and its inhabitants that the issuance of said \$165,000 of general obligation school bonds be now provided for, and that the date, form, terms, maturities and covenants thereof now be fixed;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Wrangell, Alaska, as follows:

Section 1. That the adoption by the qualified electors of the city at a special election held therein on July 25, 1967, of the following proposition:

Proposition One

Shall the City of Wrangell, Alaska, issue its general obligation bonds in the principal sum of not to exceed \$165,000 bearing interest not to exceed six per cent per annum and maturing in not to exceed 20 years from date of issue and to pay part of the cost of purchasing, equipping and installing on city property an eight classroom school complex

with appurtenances including street and utilities extensions at an estimated total cost of \$230,000.

YES

NO

be and the same is hereby in all respects ratified and confirmed.

Section 2. That for the purpose of providing funds to pay the cost of the acquisition, construction, and installation of those certain additions and improvements to the school facilities of the city authorized by Resolution No. 6-67-6 of the City Council adopted June 26, 1967, and by the qualified electors of the city at the above mentioned special election, the city shall issue and sell all the \$165,000 of said bonds so authorized.

Said bonds shall be known as "City of Wrangell, Alaska, General Obligation School Bonds, 1967," (hereinafter called the "bonds") shall be dated November 15, 1967, shall be numbered from 1 to 33 inclusive, shall be in the denomination of \$5,000 each, shall bear interest payable semiannually on the fifteenth days of May and November of each year from date of issue as evidenced by coupons to be attached thereto, and shall be numbered and mature in order of their number on November 15 in years and amounts as follows:

<u>Bond Nos.</u>	<u>Maturity Year</u>	<u>Amount</u>	<u>Interest Rate</u>
1-3	1969	\$15,000	6%
4-6	1970	15,000	6%
7-9	1971	15,000	6%
10-12	1972	15,000	6%
13-15	1973	15,000	5.75%
16-18	1974	15,000	5.75%
19-21	1975	15,000	5.75%
22-24	1976	15,000	5.50%
25-27	1977	15,000	5.50%
28-30	1978	15,000	5.50%
31-33	1979	15,000	5.50%

Both principal of and interest on the bonds shall be payable in lawful money of the United States of America at the National Bank of Alaska, Anchorage, Alaska.

Section 3. The city hereby reserves the right to redeem the outstanding bonds of this issue in whole at any time on or after November 15, 1975, or in part, in inverse numerical order on November 15, 1975 or on any interest payment date thereafter. In the event of any such redemption of any of the bonds, the redemption price shall be 105% of the principal amount of the bonds redeemed, plus accrued interest to the date of redemption.

Notice of any such intended redemption shall be given by one publication in a newspaper of general circulation in the City of Anchorage, Alaska, each such publication to be not more than forty nor less than thirty days prior to said redemption date, and by mailing a like notice at the same time to National Bank of Alaska, Anchorage, Alaska.

Interest on any bond or bonds so called for redemption shall cease on such redemption date unless the same are not redeemed upon presentation made pursuant to such call.

Section 4. There is hereby created a special fund of the city to be known as "City of Wrangell, 1967 General Obligation School Bond Redemption Fund," (hereinafter called the "Bond Redemption Fund") which fund shall be drawn upon for the sole purpose of paying the principal of and interest on the bonds as the same shall become due. All accrued interest received from the sale of the bonds shall be paid into the Bond Redemption Fund.

Section 5. From and after the date of issue of the bonds and for as long as any of the same remain outstanding and unpaid, the city further covenants and obligates itself to levy and collect ad valorem taxes upon all the taxable property within the city without limitation as to rate or amount and in an amount or amounts sufficient, together with other moneys legally available therefor, to pay the principal of and interest on the bonds as the same shall become due.

All of said ad valorem taxes so collected shall be paid promptly into said Bond Redemption Fund at least thirty days prior to the dates on which any installment of interest on, or principal of and interest on, the bonds outstanding shall become due and payable. For the levy and collection of such taxes and for the prompt payment of such principal and interest the full faith, credit and resources of the city are hereby irrevocably pledged.

Section 6. There is hereby created a special fund of the city to be known as the "City of Wrangell Classroom Construction Fund, 1967," (hereinafter called the "Classroom Construction Fund"). All of the proceeds of the sale of the bonds (except for accrued interest which shall be paid into the Bond Redemption Fund) shall be paid into such Fund and shall be used only for the purpose of paying part of the cost of acquiring, constructing, equipping and installing an eight classroom school, complex with all necessary appurtenances, including street and utility extensions on a site owned by the city, as more fully provided in Resolution No. 6-67-6 of the City Council.

Section 7. If the funds available will not permit the construction and installation of all the improvements set forth in Section 6, or if anticipated government grants for the construction of said improvements are not obtained, or are reduced, then such portion thereof as may be found most necessary under all the circumstances by the city government shall be acquired, constructed and installed.

Section 8. The bonds shall be in substantially the following form:

UNITED STATES OF AMERICA

NO. _____

\$5,000

STATE OF ALASKA
CITY OF WRANGELL

GENERAL OBLIGATION SCHOOL BOND, 1967

The City of Wrangell, a municipal corporation of the State

of Alaska, for value received hereby promises to pay to bearer on the fifteenth day of November, 19___, the principal sum of

FIVE THOUSAND DOLLARS

together with interest thereon at the rate of ___% per annum payable semiannually on the fifteenth days of May and November of each year from date hereof, as evidenced by and upon presentation and surrender of the attached interest coupons as they severally become due, or until such sum shall have been paid or duly provided for. Both principal and interest are payable in lawful money of the United States of America at the National Bank of Alaska, Anchorage, Alaska.

The city has reserved the right to redeem the outstanding bonds of this issue in whole at any time on or after November 15, 1975 or in part in inverse numerical order on November 15, 1975, or on any interest payment date thereafter. The redemption price of any bonds so redeemed shall be 105% of the principal amount of the bonds redeemed, plus accrued interest to the date of redemption.

Notice of any such intended redemption shall be given by one publication thereof in a newspaper of general circulation in the City of Anchorage, Alaska, not more than forty nor less than thirty days prior to said redemption date. Interest on any bond or bonds so called for redemption shall cease on such redemption date unless the same are not redeemed upon presentation made pursuant to such call.

This bond is one of an issue of thirty three bonds of like amount, date and tenor except as to number, rate of interest and date of maturity aggregating the principal sum of \$165,000 and is issued pursuant to the Constitution and laws of the State of Alaska, the Charter of the City of Wrangell, a vote of the qualified electors of the city and duly adopted ordinances and resolutions for the purpose of providing funds to pay part of the

cost of acquiring, constructing and installing certain capital improvements to the school facilities of the city.

This bond and the bonds of this issue are payable both principal and interest out of the special fund of the city entitled "City of Wrangell 1967 General Obligation School Bond Redemption Fund" created by Ordinance No. 210 of the city.

The city has obligated and bound itself to levy and collect ad valorem taxes on all the taxable property within the city without limitation as to rate or amount in amounts sufficient, together with all other funds available therefor, to pay the principal of and interest on the bonds of this issue as the same shall become due. For the levy and collection of such taxes and for the prompt payment of such principal and interest the full faith, credit and resources of the city are hereby irrevocably pledged.

It is hereby certified that all acts, conditions and things required by the Constitution and laws of the State of Alaska, the charter of the City of Wrangell and ordinances and resolutions of said city to have been done precedent to and in the issuance of this bond have happened, been done and performed and that the total indebtedness of the City of Wrangell, including this bond and the bonds of this issue, does not exceed any debt limitation prescribed by such charter.

IN WITNESS WHEREOF, the City of Wrangell, Alaska, has caused this bond to be signed by its Mayor, to be attested by its Clerk, the official seal of the city to be impressed hereon and the interest coupons attached hereto to be signed with the facsimile signatures of said officials this 15th day of November, 1967.

CITY OF WRANGELL, ALASKA

By _____
Mayor

Attest:

Sue Ann Hill
City Clerk

The interest coupons attached to said bonds shall be in substantially the following form:

No. _____ \$ _____

On the fifteenth day of _____, 19____, the City of Wrangell, Alaska, will pay to bearer at the National Bank of Alaska, Anchorage, Alaska, the sum shown hereon in lawful money of the United States of America, said sum being the semiannual interest due that date on its General Obligation School Bond dated November 15, 1967, and numbered _____.

CITY OF WRANGELL, ALASKA

By _____
Mayor

Attest:

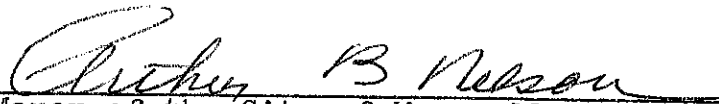
City Clerk

Section 11. Said bonds shall be signed on behalf of the city by its mayor, shall be attested by its clerk and shall have the official seal of the city impressed thereon. Each of the interest coupons attached thereto shall be signed with the facsimile signatures of said officials.

Section 12. The sale of the bonds to National Bank of Alaska, Anchorage, Alaska, upon the terms herein set forth, pursuant to the bid of said bank submitted October 4, 1967, is hereby in all respects ratified and confirmed. The proper officials of the city are hereby authorized and directed to execute said bonds and to do all things necessary for the prompt issuance, execution and delivery thereof and for the proper application and use of the proceeds of such sale.


Section 13. An emergency is hereby declared to exist affecting the public peace, health and safety, making it necessary for this ordinance to become effective immediately upon its passage. The rapid growth of the city makes necessary the construction of the school system improvements provided for herein as soon as possible.

PASSED AND APPROVED by the Council of the City of Wrangell, Alaska, this 14th day of November, 1967.



Mayor of the City of Wrangell, Alaska

Attest:



City Clerk of the City of Wrangell, Alaska

I, the undersigned, the duly chosen, qualified and acting Clerk of the City of Wrangell, Alaska, and keeper of the records of the Council of the City (herein called the "Governing Body"), DO HEREBY CERTIFY:

1. That the attached ordinance (herein called the "Ordinance") is a true and correct copy of an ordinance of the City of Wrangell as finally adopted at a meeting of the Governing Body held on the 14th day of November, 1967, and duly recorded in my office.

2. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting and a legally sufficient number of members of the Governing Body voted in the proper manner for the adoption of said ordinance; that all other requirements and proceedings incident to the proper adoption or passage of said ordinance have been duly fulfilled, carried out and otherwise observed; and that I am authorized to execute this certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City this 15th day of November, 1967.

Simon Hill
City Clerk, Wrangell, Alaska

CITY OF WRANGELL, ALASKA
Ordinance No. 209

AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT
OF A
TRAFFIC CODE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals Ordinance 171; and all other ordinances or parts of ordinances conflicting herewith are hereby repealed by this ordinance.

Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 63.05.010 through 63.55.020 all inclusive, are hereby adopted as a part of this ordinance and Title 63 of the City of Wrangell Code.

PASSED AND APPROVED: _____

May 9

1967
1966.

Richard L. Ballant
Mayor

Attest

Quinn Hills
Clerk

First reading --- April 25, 1967 (TITLE)
Second reading -- April 25, 1967 (TITLE)
Third reading --- May 9, 1967 (TITLE)

Publish - Sept. 15, 1967

CITY OF WRANGELL CODE

TITLE 63. TRAFFIC CODE

Chapter - Section

- 05. Traffic Code of Wrangell - Established
 - 63.05.010 Traffic Code of Wrangell Defined.
 - 63.05.015 Provisions for Supplementing and/or Amending Traffic Code of Wrangell.
 - 63.05.020 Temporary or Special Emergency Rules and Regulations.
 - 63.05.025 Bus Stops, Cross Walks, School and Hospital Zones, Safety Zones and Prohibited Left Turns - How Established and Designated.
 - 63.05.030 Application of Traffic Code of Wrangell: Persons Affected.

- 10. Traffic and Control Signs and Signals
 - 63.10.010 Character and Placing of Official Traffic Sign and Signals
 - 63.10.015 Enforcement of Provisions Requiring Placing of Signs or Signals
 - 63.10.020 Unofficial Signs and Signals - Nuisance
 - 63.10.025 Interfering with Installed Official Signs and Signals

- 15. Registration and Licensing of Motor Vehicles
 - 63.15.010 Registering and Licensing Motor Vehicles: Exceptions
 - 63.15.015 Registration: How Made
 - 63.15.020 Licensing Vehicles
 - 63.15.025 Registration and License Fees
 - 63.15.030 Date for Registration and Licensing: Delinquency Fees for Part of Year
 - 63.15.035 Offenses

- 20. Equipment of Vehicles
 - 63.20.010 Brakes
 - 63.20.015 Lights
 - 63.20.020 Horns, Windshield Wipers, Mufflers and Rear View Equipment
 - 63.20.025 Inspection and Test

- 25. Size and Weight Limits: Treads, Permits, Bond
 - 63.25.010 Width, Height and Length of Vehicles, Buildings etc.
 - 63.25.015 Weight Limits, Cleated Treads, Marking capacity of Trucks
 - 63.25.020 Permit: Bond for Damages

- 30. Prohibited and Restricted Parking and Other Related Prohibitions and Restrictions
 - 63.30.010 Prohibited Parking Areas Specified
 - 63.30.015 Prohibited 24 hour Parking: Impounding Vehicles
 - 63.30.020 Prohibited Parking on Sidewalk
 - 63.30.025 Prohibited Parking on Licensed Vehicle Stand
 - 63.30.030 Vehicles Impeding Snow Removal Operations - Impounding
 - 63.30.035 Other Related Parking Prohibitions & Restrictions

- 35. Operation of Vehicles
 - 63.35.010 Driving or Sitting at Steering Wheel While Intoxicated
 - 63.35.015 Reckless Driving
 - 63.35.020 Negligent Driving
 - 63.35.025 Stopping in Event of Accident
 - 63.35.030 Reporting Accidents
 - 63.35.035 Garage Keeper to Report Damaged Vehicles
 - 63.35.040 Through Streets
 - 63.35.045 One Way Streets
 - 63.35.050 Driving on Right Side of Street
 - 63.35.055 Passing Vehicles: Limitations & Exceptions
 - 63.35.060 Passing on Hills, Curves, etc.
 - 63.35.065. Passing School Bus
 - 63.35.070 Restrictions as to Speed
 - 63.35.075 Turning at Intersections
 - 63.35.080 Right of Way at Intersections
 - 63.35.090 Left Turns in Intersections: Right of Way
 - 63.35.095 Vehicles Entering Street to Yield Right of Way
 - 63.35.100 Stop before Entering Through Street - Right of Way
 - 63.35.105 Forfeiting Right of Way
 - 63.35.110 Right of Way of Authorized Emergency Vehicles
 - 63.35.115 Turning, Starting and Stopping Signals
 - 63.35.120 Stopping in Roadway in Non-Business District
 - 63.35.125 Stopping in Roadway in Business District
 - 63.35.130 Giving Way to Overtaking Vehicles
 - 63.35.135 Meeting of Vehicles
 - 63.35.140 Following Too Closely

- 63.35.145 Driving Over Sidewalk
- 63.35.150 Crossing Sidewalk from Alley, Driveway, Garage, Etc.
- 63.35.155 Operation of Vehicles During Fire Alarm and on Approach of Authorized Emergency Vehicles
- 63.35.160 Following Fire Truck or Authorized Emergency Vehicle
- 63.35.165 Crossing Fire Hose
- 63.35.170 Crossing Street Cleaning Hose
- 63.35.175 Unlawful Riding on Motorcycle or Bicycle
- 63.35.180 Unlawful Riding on Vehicles
- 63.35.185 Coasting Prohibited
- 63.35.190 Motor Vehicles Left Unattended
- 63.35.195 Windshield and Rear Window Obstructions
- 63.35.200 Clinging to Moving Vehicle
- 63.35.205 Prohibited Coasting, etc on Streets, excepting Designated Streets: Exclusive Right-of-Way on Designated Streets
- 63.35.210 Minors Driving or Operating Motor Vehicles
- 63.35.215 Persons Learning to Drive
- 63.35.220 "Joy Riding" Without Owner's Consent
- 63.35.225 Tampering with Motor Vehicle
- 63.35.230 Throwing Nails, Tacks Etc. on Street
- 63.35.235 Driving Through Cemeteries
- 63.35.240 Walking, Riding or Driving over Newly-Made or Marked-Off Streets and Sidewalks
- 63.35.245 Obedience to Signals of Members of Police and Fire Department
- 63.35.250 Parades
- 63.35.255 Pedestrians' Duties
- 63.35.260 Spilling Oil on Streets and Sidewalks
- 63.35.265 Unlawful Installation of Oil Pipes or Other Objects in the Street or Sidewalk
- 63.35.270 Damaging Surface of Street or Sidewalk
- 63.35.275 Depositing Dirt, Rubbish or Other Objects on Street or Sidewalk
- 63.35.280 Operating Motor Vehicle Without State Driver's License Prohibited
- 63.35.285 Operating Improperly-Licensed Vehicle Prohibited.

40. Licensed Vehicle Stands: Unlawful Use of Streets and Sidewalks

- 63.40.010 Licensed Taxi, Bus and Other Vehicle Stands
- 63.40.015 Licenses
- 63.40.020 License Fees
- 63.40.025 Prohibited Parking in Licensed Stand by Others than Licensee

45. Engaging in U-Drive Business and Business of Transporting Persons for Hire.
- 63.45.010 Conditions of Engaging in Business
 - 63.45.015 Issuance of License to Engage in Such Business
 - 63.45.020 License Fees
 - 63.45.025 Operators of Vehicles Transporting Persons for Hire
 - 63.45.030 U Drive Driver Qualifications
 - 63.45.035 Prohibitions: Use of Unlicensed Vehicles: Operating Without License
 - 63.45.040 Penalties
50. Definitions of Terms
- 63.50.010 Definitions of Terms
55. Penalties: Ordinances Repealed: Saving Clause
- 63.55.010 Penalties
 - 63.55.015 State Traffic Laws - Adopted by Reference
 - 63.55.020 State Traffic Laws - Violations Constitute Offenses.

Chapter 05. Traffic Code of Wrangell:
Established

Sec. 63.05.010. Traffic Code of Wrangell Defined. This Title; the City's Parking Meter Ordinance; all amendatory and supplemental rules and regulations promulgated by Resolution of the Common Council of the City of Wrangell pursuant to the provisions of Section 63.05.015 of this Chapter; all temporary emergency traffic orders and directions made by the Chief of Police and/or the Chief of the Fire Department pursuant to the provisions of Section 63.05.020 of this Chapter; and all prohibitions and restrictions indicated by fixed signs, marks, lines, lights or other suitable devices establishing bus stops, cross walks, safety zones and lanes, school and hospital zones, and prohibited left turns, pursuant to the provisions of Section 63.05.025 of this Chapter, shall be known as the Traffic Code of Wrangell.

Sec. 63.05.015. Provisions for Supplementing and/or Amending Traffic Code of Wrangell. The Common Council of the City of Wrangell is hereby authorized and empowered in its discretion, from time to time, by Resolution duly enacted and transcribed in its Minutes, to make and promulgate suitable rules and regulations supplementing and/or amending any of the provisions of Chapters 15 to 45 inclusive of the Traffic Code of Wrangell; and such rules and regulations, when so made and promulgated, shall be and become a part of the Traffic Code of Wrangell and have the same force and effect as though specifically included in this Title.

Sec. 63.05.020. Temporary or Special Emergency Rules and Regulations. The Chief of Police and/or the Chief of the Fire Department of the City, during any fire or other temporary or special emergency, are hereby authorized and empowered, in his or their discretion, to make and enforce temporary traffic orders and directions suitable to such temporary or special emergency which, during such temporary or special emergency period, and notwithstanding anything in the Traffic Code of Wrangell to the contrary, shall have the same force and effect as though specifically included in this Title; and any person who, during such temporary or special emergency period, fails or refuses to comply with any lawful order, signal or direction of such officers, or either of them, or of any appointed deputy or assistant of such officer or officers, shall be deemed guilty of a violation of the Traffic Code of Wrangell.

Sec. 63.05.025. Bus Stops, Cross Walks, School and Hospital Zones, Safety Zones and Prohibited Left Turns; How Established and Designated. The Chief of Police of the City of Wrangell, by consent and direction of the City Council expressed by Resolution duly enacted and transcribed in the Council's Minutes, is hereby authorized to establish bus stops, cross walks, safety zones and lanes, school and hospital zones,

and prohibited left turns, upon the public streets, highways, alleys, walks and other public thoroughfares and places within the City; and when so established and designated by fixed signs, marks, lines, lights or other suitable devices so as to indicate such bus stops, cross walks, school and hospital zones, safety zones and lanes, and/or prohibited left turns, the regulations, restrictions, and/or prohibitions indicated by such signs, marks, lines, lights or other devices shall be and become a part of the Traffic Code of Wrangell and have the same force and effect as though specifically expressed and included in this Title; and any person who violates any regulation, restriction or prohibition indicated by such sign, mark, line, light or other device shall be deemed guilty of a violation of the Traffic Code of Wrangell.

Sec. 63.05.030. Application of Traffic Code of Wrangell: Persons Affected. Subject to any special exemptions, exceptions or provisions expressed in the Traffic Code of Wrangell, all applicable provisions of the Traffic Code of Wrangell shall affect alike all persons traveling upon or using the public streets, highways, alleys, sidewalks, or other public thoroughfares within the City of Wrangell, including all persons operating or driving motor or other vehicles owned by or in the service of the United States, the State of Alaska, the City of Wrangell, or any other public department or agency of government; Provided, that the provisions of the Traffic Code of Wrangell regulating the movement, parking or standing of vehicles shall not apply to the operator or driver of an authorized emergency vehicle while such vehicle is being operated or driven in any emergency, excepting that the operator or driver of such authorized emergency vehicle shall not be exempt from the consequences of reckless driving, or from a reckless disregard for the safety or property of others.

Chapter 10. Traffic and Control Signs
and Signals

Sec. 63.10.010. Character and Placing of Official Traffic Signs and Signals. The City Council shall determine the character or type of all official traffic and control signs and signals. It shall be the duty of the Chief of Police of the City to place and maintain, or cause to be placed and maintained, under authorization and direction of the City Council, all official traffic and control signs and signals. All such signs and signals required for a particular purpose shall, as far as practicable, be uniform throughout the City.

Sec. 63.10.015. Enforcement of Provisions Requiring Placing of Signs or Signals. No provision of the Traffic Code of Wrangell which requires the placing of a traffic or control sign or signal shall be enforceable against an alleged violator unless, at the time of the alleged violation, such required sign or signal has been and is placed as so required: Provided, however, that an installed parking meter shall be a sufficient sign or signal to indicate a parking meter area or zone, and the restricted parking therein indicated by such parking meter; and Further Provided, that an installed fire hydrant shall be a sufficient sign or signal to indicate a fire hydrant zone or area and the prohibited parking therein; and Further Provided, that installed signs, marks, lines, lights or other traffic devices indicating bus stops, cross walks, school and hospital zones, safety zones and lanes, and prohibited left turns, as provided in Sec. 63.05.025 shall be deemed sufficient to indicate such bus stops, cross walks, school and hospital zones, safety zones and lanes, and prohibited left turns, and the regulations, restrictions and/or prohibitions indicated by such signs, marks, lines, lights or other traffic devices.

Sec. 63.10.020. Unofficial Signs and Signals: Nuisances. It shall be unlawful for any person to place, maintain or display upon or in view of any street any unofficial sign, signal or device which purports to be or is an imitation of any official traffic or control sign or signal, or which attempts to direct the movement of traffic. Every such prohibited sign, signal or device is hereby declared to be a public nuisance, and the Chief of Police of the City is hereby empowered and directed to remove the same, or cause its removal.

Sec. 63.10.025. Interfering with Installed Official Signs and Signals. It shall be unlawful for any person willfully to deface, injure, move, obstruct, tear down, or otherwise tamper or interfere with, any installed official traffic or control sign or signal.

CITY OF WRANGELL

RESOLUTION NO. 4-69-6

BE IT RESOLVED by the Common Council of the City of Wrangell that Ordinance No. 209, Chapter 15, Sec. 63.15.025, be amended as follows; and add Sec. 63.15.026:

Sec. 63.15.025. REGISTRATION AND LICENSE FEES. The registration and license fees for registering and licensing motor vehicles as required by this Chapter shall be payable in advance as follows:

- \$ 5.00 per annum for motorcycles.
- \$ 7.50 per annum for each passenger vehicle other than vehicles used as taxicabs.
- \$37.50 per annum for each vehicle used as a taxicab.
- \$ 7.50 per annum for each truck of three-quarter ton or less rated carrying capacity, including oil and gas carrying trucks.
- \$11.25 per annum for each truck of one ton rated carrying capacity, including oil and gas carrying trucks.
- \$22.50 per annum for each truck over one ton and not over five ton rated carrying capacity, including oil and gas carrying trucks, including all passenger busses.
- \$37.50 per annum for each truck over five tons rated carrying capacity.
- \$ 7.50 per annum for each additional taxicab.

Sec. 63.15.026. DISPLAY OF LICENSES. Each vehicle registered and licensed per annum shall be issued a current license. This license shall be displayed in the lower left hand corner of the front windshield; and vehicles without a windshield shall display the license on the left hand side of the vehicle in a prominent place near the driver.

Adopted this 22nd day of April, 1969.

W. C. Nelson

Clifford B. Nelson
Mayor

Chapter 15. Registration and Licensing
of Motor Vehicles

Sec. 63.15.010. Registering and Licensing Motor Vehicles: Exceptions. Every person desiring to operate or drive any motor vehicle within the City of Wrangell shall first register such vehicle and obtain a license for such vehicle as in this Chapter specified: Provided, that neither registration nor license shall be required for motor vehicles owned by the United States or the State of Alaska, or any agency or department thereof, if such motor vehicles carry thereon identifying federal or state license plates; or for motor vehicles owned or operated by the City of Wrangell.

Sec. 63.15.015. Registration: How Made. Registration shall be made by filing with the City Clerk a card, to be furnished by the City Clerk for such purpose, showing thereon, over the registrant's signature, the owner's name, age, postal address, State Driver's license number, license owner's name, age, postal address, State Driver's license number, license plates number, Certificate of Ownership number, and a brief description of the vehicle, including the engine and body numbers.

Sec. 63.15.020. Licensing Vehicles. Upon registration of each vehicle required to be registered as aforesaid, the City Clerk may furnish and issue to the registrant, or person designated by the registrant, a numbered license sticker and/or license licensing the operation of such registered vehicle within the City of Wrangell during the current year for which it is issued, which license shall not be transferable, or valid for any other vehicle. The City Clerk, prior to issuance of such numbered license sticker and/or license, shall collect from each registrant the registration and license fee provided by Sec. 63.15.025, of this Chapter.

Sec. 63.15.025. Registration and License Fees. The registration and license fees for registering and licensing motor vehicles as required by this Chapter shall be payable in advance as follows:

- \$ 2.50 per annum for motorcycles.
- \$ 5.00 per annum for each passenger vehicle other than vehicles used as taxicabs.
- \$25.00 per annum for each vehicle used as a taxicab.
- \$ 5.00 per annum for each truck of one ton or less rated carrying capacity, including oil and gas carrying trucks.
- \$ 7.50 per annum for each truck over one ton and not over one ton and not over two tons rated carrying capacity, including oil and gas carrying trucks.
- \$15.00 per annum for each truck over two tons and not over five tons rated carrying capacity, including

oil and gas carrying trucks.

\$25.00 per annum for each truck over five tons rated carrying capacity, including oil and gas carrying trucks.

\$15.00 per annum for each bus, including school busses.

Sec. 63.15.030. Date for Registration and Licensing: Delinquency: Fees for Part Year. All motor vehicles requiring registration and licensing as in this Chapter provided shall be registered and licensed on the date and at the time State license plates are required for the operation of such vehicles, and if such vehicle is not so registered and licensed on or before the thirtieth (30th) day after such date and time as additional registration and license fee equal to one half the above prescribed fees shall be collected by the City Clerk before issuing such license: Provided, that the fee for registration and licensing of vehicles, if registered and licensed at any time before September first, shall be collected for the whole current year, plus any additional fee for delinquency as above provided; and if registered and licensed at any time on or after September first, the fee shall be one half the above prescribed annual rates, plus one fourth of any additional fee for delinquency as above provided.

Sec. 63.15.035. Offenses. It shall be unlawful for any person to operate or drive any motor vehicle within the City of Wrangell, required by this Chapter to be registered and licensed, as in this Chapter provided; or to operate any motor vehicle within the City of Wrangell, required by this Chapter to be registered and licensed, which does not have a current City of Wrangell motor vehicle license.

Chapter 20. Equipment of Vehicles

Sec. 63.20.010. Brakes. It shall be unlawful for any person to operate or drive upon any public street, highway, alley, or other public thoroughfare, within the City of Wrangell, any automobile, taxi, bus, truck, motorcycle or other motor vehicle, or trailer or semi-trailer, unless the same is equipped with adequate brakes as follows:

(a) Every such automobile, taxi, bus, truck, or other motor vehicle, shall have two sets of independently operated brakes in good working order, either one of which sets shall be sufficient to stop and hold the same.

(b) Every such motorcycle shall have one set of such brakes.

(c) Every such trailer and semi-trailer having a gross weight of 1,000 pounds or more shall be equipped with adequate brakes to stop and hold the same.

Sec. 63.20.015. Lights. It shall be unlawful for any person to use or operate upon any public street, highway, alley, or other public thoroughfare, within the City of Wrangell:

(a) Any motor vehicle, other than a motorcycle, at any time, unless the same is equipped with two headlights in good working order; or during the period beginning one half hour after sunset and ending one half hour before sunrise, unless the same are kept lighted; or, during such hours of darkness, unless the beams of such headlights are dimmed or deflected in approaching and meeting other vehicles; or

(b) Any motorcycle, during the period beginning one half hour after sunset and ending one half hour before sunrise, unless the same is equipped with at least one headlight, and at least one red tail light plainly visible under normal atmospheric conditions for a distance of 500 feet to the rear of such motorcycle, both of which are lighted; or

(c) Any motor vehicle, trailer or semi-trailer, unless the same shall carry a rear lamp which emits a red light plainly visible under normal atmospheric conditions for a distance of 500 feet to the rear of such vehicle, trailer or semi-trailer, and so constructed and placed that the license plate carried on the rear shall be illuminated by a white light, and such license plate is clear and legible; or

(d) Any motor vehicle unless the same is equipped with stop lights, in good condition, and actuated upon application of the foot brake; or

(e) Any bicycle, during the period beginning one half hour after sunset and ending one half hour before sunrise, unless the same is equipped with at least one lighted headlight in front, and a yellow or red light or reflector in the rear thereof, all in good working condition; or

(f) Any vehicle which carries a load extending four (4) feet or more to the rear beyond the bed or body of such vehicle, unless a red light shall be displayed during the hours of darkness as hereinbefore specified, or a red flag during other hours, at the extreme end of such load; or

(g) Any vehicle, any part of which has a width of 80 inches or more, unless the same is equipped with four (4) clearance lights in good working order situated on the highest and widest part, ----two whereof shall be towards the front which shall be of some color other than red, and two to the rear which shall be of red; or during the period beginning one half hour after sunset and ending one half hour before sunrise, unless such clearance lights are all lighted; or

(h) Any vehicle whose headlights are not so focused so that the highest rays of the high beam will fall at least three (3) inches below the center of the lamp on a screen or wall on a level surface at a distance of twenty five (25) feet; or

(i) Any vehicle unless same is equipped with suitable parking lights in good working order; or, when parked during the period beginning one half hour after sunset and ending one half hour before sunrise unless such parking lights are lighted: Provided that lighted parking lights shall not be required where there is sufficient light to reveal any person or object within a distance of 500 feet upon such roadway; or

(j) Any vehicle equipped with a spot light, unless the beam or rays thereof shall be directed down and to the right not more than 100 feet from such vehicle; or

(k) Any vehicle, other than authorized emergency vehicles such as police cars, ambulances and fire trucks, which is equipped with or shows a red light to the front.

Sec. 63.20.020. Horns; Windshield Wipers; Mufflers; and Rear View Equipment. It shall be unlawful for any person to use or operate upon any public street, highway, alley, or other public thoroughfare, within the City of Wrangell, any motor propelled vehicle:

(a) Unless the same is equipped with a horn in good working order capable of emitting a sound that is audible under normal conditions from a distance of not less than 200 feet: Provided, that such horn shall be used only when reasonably necessary to insure safety or to avoid danger; and Further Provided, that no sound producing device other than the horn installed as regular equipment by the manufacturer, or other similar horn, shall be used excepting

on police, patrol, ambulance and fire department vehicles and other authorized emergency vehicles; or

(b) Unless the same is equipped with a mechanically operated windshield wiper, if such vehicle is equipped with a windshield; or

(c) Unless the same is equipped with an efficient muffler in good condition: Provided, that no such vehicle shall be equipped with any muffler cut-out, by-pass, or similar device by which the operation of the muffler may be affected or interfered with; or

(d) Which is so constructed or loaded as to prevent the driver from obtaining a view of the roadway through the rear window from the driver's position, unless the same is equipped with a mirror so located as to reflect to such driver a view of such street, highway, alley, or other public thoroughfare, for a distance of at least 200 feet to the rear of such motor vehicle.

Sec. 63.20.025. Inspection and Test. Any police officer of the City of Wrangell, upon reasonable belief that a vehicle is operated in violation of any provisions of Chapters 20 and 25 of the Traffic Code of Wrangell, may require the operator thereof to stop and submit to an inspection and test of such vehicle, its equipment, the license plates and the operator's license, or to require the operator to have the test made of the lighting and braking equipment at the nearest garage or shop, at the owner's or operator's expense; and failure or refusal to comply with such request shall constitute a violation of the Traffic Code of Wrangell.

Chapter 25. Size and Weight Limits;
Treads; Permits; Bonds

Sec. 63.25.010. Width, Height and Length of Vehicles, Buildings, Etc. It shall be unlawful for any person to operate or move upon any public street, highway, alley, or other public thoroughfare, within the City of Wrangell, without first securing a permit as provided in Sec. 63.25.020 of this Chapter, any vehicle, building, or other object or thing:

- (a) which exceeds a total width of eight (8) feet, with or without a load; or
- (b) which exceeds a height of thirteen (13) feet, with or without a load; or
- (c) which shall have an overall length in excess of thirty five (35) feet, with or without a load.

Sec. 63.25.015 Weight Limits; Cleated Treads; Marking Capacity of Trucks. It shall be unlawful for any person to move or operate, upon any public street, highway, alley, or other public thoroughfare, within the City of Wrangell:

- (a) Any truck or other vehicle designed or built to carry materials whose rated carrying capacity exceeds one half ($\frac{1}{2}$) ton, or whose weight exceeds 4,000 pounds, without having permanently and conspicuously displayed thereon the true rated carrying capacity and weight thereof; or
- (b) Any vehicle not equipped with pneumatic tires whose gross weight exceeds 400 pounds per inch in width of such tires, or any vehicle whose gross weight exceeds 10,000 pounds; or on any of the aforesaid excepted streets any vehicle not equipped with pneumatic tires whose gross weight exceeds 1,000 pounds per inch in width of such tires, or any vehicle whose gross weight exceeds 25,000 pounds, without first obtaining a permit in writing so to do as specified in Sec. 63.25.020. of this Chapter: Provided, that the term "gross weight" as used in this Chapter shall mean the combined weight of vehicle and load; or
- (c) Any tractor, truck or other vehicle equipped with grouser or cleated treads, without first obtaining a permit as specified in Section 63.25.020. of this Chapter.

- (d) It shall be unlawful for any person to push, drag or haul any timber or other object or thing along or over any street, highway, alley, sidewalk, or other public thoroughfare within the City of Wrangell in any manner so that any portion of the same shall rest upon or come in contact with the surface of such street, highway, alley, sidewalk, or other public thoroughfare, without first obtaining a permit in writing so to do as provided by Sec. 63.25.020. of this Chapter.

Sec. 62.25.020. Permit: Bond for Damages. The City Council of the City, in its discretion, on written application for permit as required by Section 63.25.010 and sub-sections (b), (c) and (d) of Section 63.25.015 of this Chapter, may refuse or grant such permit; and if granted may, prior to issuance of such permit, require the applicant to deposit with the City Clerk a good and sufficient bond or cash, in a sum not less than \$1,000.00, conditioned so as to guarantee payment of the cost of repairs for or on account of any damage or injury done to the City's streets or property, or to any public or private understreet property; and may also designate and specify the street or streets on which such use or operation is permitted, and may require such bond or cash deposit to be so conditioned as to insure such permitted use and operation only on such designated and specified streets; and, may, as a condition of issuing such permit, impose any other or further reasonable terms and conditions. Such permit, if granted, shall be in writing; and same shall specify the terms and conditions under which the City's streets, highways, alleys, sidewalks, and other public thoroughfares, may be so used.

Chapter 30: Prohibited and Restricted Parking;
and Other Related Prohibitions
and Restrictions.

Sec. 63.30.010. Prohibited Parking Areas Specified.

It shall be unlawful at any time for the owner or operator of any motor or other vehicle to leave, place or park the same, whether same is or is not attended or occupied by any person, on or upon any of the following prohibited parking areas in the City of Wrangell, which prohibited parking areas shall be marked by appropriate prohibited parking signs, to-wit:

- (a) In any area, on any street, immediately fronting the curb, between fixed signs, or where the curb is marked with yellow paint and a sign is either erected along the curb or painted in yellow or white on the street fronting the curb, indicating the area between the fixed signs, or fronting the yellow curb line, to be a bus stop, loading zone, drive-way, or licensed vehicle stand.
- (b) Within any area entirely enclosed by yellow lines painted on the curb and street, or painted on the street, and designated by the words "No Parking" painted within the enclosed area in yellow or white, or otherwise marked by an appropriate sign, or by a combination of placed and painted signs, indicating no parking permitted.
- (c) Within any area where a parking meter is installed, excepting as provided by such parking meter and the Traffic Code of Wrangell.
- (d) Within six (6) feet of any installed fire hydrant.

Sec. 63.30.015. Prohibited 24 Hour Parking: Impounding Vehicles. It shall be unlawful for the owner or operator of any motor or other vehicle, to leave, place or park the same for twenty-four (24) hours continuously on any street, highway, alley, walk, or other public thoroughfare within the City of Wrangell that is posted or otherwise marked by an appropriate sign, or by a combination of placed and painted signs, indicating 24 - hour parking prohibited. Signs shall be required for enforcement of this section. In addition to the penalty provided for violation of the Traffic Code of Wrangell, any vehicle found parked for 24 hours continuously as herein prohibited shall be removed and impounded by any Police Officer of the City; and the removal and impounding costs shall be charged against the offending vehicle and paid before release of such vehicle.

Sec. 63.30.020. Prohibited Parking on Sidewalk. It shall be unlawful for the owner or operator of any motor or other vehicle at any time, to leave, place or park the same on any sidewalk or part thereof. No sign shall be required to designate this prohibition.

Sec. 63.30.025. Prohibited Parking on Licensed Vehicle Stand. It shall be unlawful for the owner or operator of any motor or other vehicle, other than the licensee or permittees of the licensee, at any time to leave, place or park the same within the boundary or area, or any part thereof, of any licensed taxi, bus or other licensed vehicle stand.

Sec. 63.30.030. Vehicles Impeding Snow Removal Operations: Impounding. It shall be unlawful for the owner or operator of any motor or other vehicle to leave, place or park the same on any public street, highway, alley, or other public thoroughfare within the City of Wrangell, at any time when snow removal operations are being conducted on or in the vicinity of such street, highway, alley, or other public thoroughfare, provided that the thoroughfare is marked by an appropriate sign or posted indicating no parking permitted. In addition to the penalties prescribed for violation of any provision of the Traffic Code of Wrangell, every vehicle so found parked impeding snow removal operations on any posted "No Parking" street, highway, alley, or other public thoroughfare, may be summarily removed and impounded without notice, by any police officer of the City or by any person engaged by the City in snow removal operations, and the removal and impounding costs shall be charged against the offending vehicle and paid before release of such vehicle.

Sec. 63.30.035. Other Related Parking Prohibitions and Restrictions.

- (a) Except when necessary in obedience to traffic regulations or traffic signs or signals, it shall be unlawful for the owner or operator of any motor or other vehicle, whether same is or is not attended or occupied by any person, to stop, stand, leave or park the same in a roadway other than parallel with the curb or edge of the roadway, headed in the direction of traffic, with the curb side or edge of the roadway wheels more than twelve (12) inches from the curb or edge of the roadway, or closer than three (3) feet to any motor or other vehicle stopped or parked immediately in front thereof, excepting as provided in the following two sub-paragraphs:
1. Upon those streets which have been marked or signed for angle parking, vehicles shall be parked at the angle to the curb indicated by such marks or signs; and
 2. If the privilege is reasonably necessary in the conduct of the owner's business, and will not seriously

interfere with or impede traffic, the Chief of Police of the City, with the consent of the City Council, may issue a special permit, renewable annually, fixing the places where, the hours when, and the conditions under which, the owner or operator of a vehicle used to transport merchandise or materials may be allowed the privilege of loading and unloading while such vehicle is backed against the curb; and it shall be unlawful for the owner or operator of any such vehicle to back against the curb to load or unload without such a permit, or to violate any of the terms or conditions of such a permit.

- (b) It shall be unlawful for the owner or operator of any motor or other vehicle, whether same is or is not attended or occupied by any person, to stop, stand, leave or park the same in such a manner or under such conditions as to leave available less than ten (10) feet of the width of the roadway for the free movement of vehicular traffic, except momentarily during the actual loading or unloading of passengers or merchandise and such stopping does not actually impede or obstruct such vehicular traffic, or unless in obedience to traffic regulations or traffic signs or signals, or to a police officer.
- (c) It shall be unlawful for the owner or operator of any motor or other vehicle to stop, stand or park the same in any of the following places, except when necessary to avoid conflict with other traffic, or in compliance with the directions of a police officer, or a traffic control sign or signal:
1. Within an intersection.
 2. On a cross walk.
 3. At a bus stop.
 4. Within fifteen (15) feet of the driveway entrance to any fire station or directly across the street from such entrance.
 5. On a sidewalk.
 6. Alongside or opposite any street excavation or obstruction when such stopping, standing or parking would impede or obstruct traffic.
- (d) It shall be unlawful for the operator or driver of any motor or other vehicle to stop the same for a period of time longer than is actually necessary for the actual loading or unloading of passengers at any bus stop, or other place marked as a passenger zone.

- (e) It shall be unlawful for the owner or operator of any motor or other vehicle to stop, stand or park the same for a period of time longer than is actually necessary for the actual unloading and delivery or pick-up and loading of material or merchandise in any place marked as a loading zone.
- (f) The Chief of Police of the City, with the consent and direction of the City Council, shall determine the location of passenger and loading zones as specified in the foregoing subsections d and e, and shall erect and maintain suitable signs indicating the same.
- (g) It shall be unlawful for the driver or operator of a vehicle used as a taxi-cab to place, stand or park the same in front of any parking meter or in any parking meter area or zone unless such taxicab is occupied by a paying passenger, or unless waiting for the return of a paying passenger to re-enter the taxicab, or unless waiting for a paying passenger who has called such taxicab.

Chapter 35. Operation of Vehicles

It shall be unlawful for the owner, driver, operator, or person in charge, of any automobile, truck, bus, motorcycle, bicycle or other vehicle, to park, drive, propel, or operate the same on any public street, highway, alley, or other public thoroughfare or place, within the City of Wrangell, contrary to or in violation of any of the following provisions of this Chapter of the Traffic Code of Wrangell; or for any pedestrian or other person, within the City of Wrangell; to do or assist in doing, or to fail or refuse in doing, any act or omission contrary to or in violation of any of the following provisions of this Chapter of the Traffic Code of Wrangell:

Sec. 63.35.010. Driving or Sitting at Steering Wheel While Intoxicated, etc.

- (a) No person when under the influence of, or affected by the use of, intoxicating liquor or any narcotic drug, shall operate or drive any motor or other vehicle; or sit at the steering wheel of any standing or parked motor or other vehicle.
- (b) Whenever it appears reasonably certain to any police officer that any person under the influence of, or affected by the use of, intoxicating liquor or of any narcotic drug is about to operate a vehicle in violation of subdivision (a) of this section, such officer may take reasonable measures to prevent any such person from so doing, either by taking from him the keys of such vehicle and locking the same, or by some other appropriate means. In any such case, such officer shall forthwith report the facts to the Magistrate and shall, as soon as possible, deposit such keys, and other articles, if any, taken from such person or vehicle with the Magistrate. Such keys or other articles may be returned to any such person upon his demand and proper identification of himself when it appears that he is no longer under the influence of intoxicating liquor or narcotic drug.

Sec. 63.35.015. Reckless Driving.

- (a) No person shall operate or drive any motor or other vehicle in a reckless manner. For the purpose of this section to "operate or drive in a reckless manner" shall be construed to mean the operation or driving of a motor or other vehicle upon any public street, highway, alley, or other public

thoroughfare or place within the City in such a manner as to indicate either a willful or wanton disregard for the safety of persons or property.

- (b) No person shall operate or drive any motor or other vehicle when such person has in his or her embrace another person, or when the driver's seat is crowded with persons or property which prevents the free and unhampered operation of such motor or other vehicle. Any person so doing shall be deemed guilty of reckless driving.
- (c) The unlawful operation of a vehicle in excess of the maximum lawful speed permitted by the Traffic Code of Wrangell at the point and under the circumstances of operation, shall be prima facie evidence of reckless driving by the operator thereof.
- (d) The failure of the operator of any motor or other vehicle to exercise due care and caution in compliance with all traffic laws and requirements in passing a school house on school days, between the hours of 8:00 o'clock A.M. and 5 o'clock P.M., shall be prima facie evidence of reckless driving.
- (e) The operator or person in charge of any motor or other vehicle who by means of such motor or other vehicle passes any standing school bus while school children are entering the same or alighting therefrom, shall be prima facie evidence of reckless driving.

Sec. 63.35.020. Negligent Driving.

- (a) No person shall operate or drive any motor or other vehicle in a negligent manner. For the purpose of this section "to operate or drive in a negligent manner," or "negligent driving", shall be construed to mean operating or driving a motor or other vehicle upon a public street, highway, alley, or other public thoroughfare or place, within the City of Wrangell, in such a manner as to endanger, or be likely to endanger, any person or property.
- (b) Any person charged with operating a motor or other vehicle in a reckless manner, under the preceding section, may be convicted under such charge of operating or driving a motor or other vehicle in a negligent manner, which shall be deemed a lesser and included offense of the charge of operating or driving a motor or other vehicle in a reckless manner.
- (c) Any person who in the operation of a motor or other vehicle violates any provision of this Chapter of the Traffic Code of Wrangell shall be deemed prima facie guilty of the offense of "Negligent Driving" as defined in this section.

Sec. 63.35.025. Stopping in Event of Accident. The driver of any motor or other vehicle involved in an accident resulting in injury or death to any person or damage to any property shall immediately stop such vehicle at the scene of such accident, and shall give his name, address, and the license and certificate of ownership number of his vehicle, to the person struck, or to the driver or occupants of any vehicle collided with; and shall render to any person injured in such accident reasonable assistance, including the transportation of such person to a physician, surgeon or hospital for medical or surgical treatment or hospitalization, if it is apparent that same is necessary or is required by the injured person: Provided, that the rendering of assistance or other compliance with this section shall not be evidence of liability for such accident.

Sec. 63.35.030. Reporting Accidents. The operator of any motor or other vehicle involved in an accident resulting in injury or death to any person or damage to any property shall, within twenty-four (24) hours after such accident, make a report of such accident to the Police Department of the City.

Sec. 63.35.035. Garage-Keeper to Report Damaged Vehicles. The person in charge of any garage or repair shop to which is brought any motor or other vehicle which shows evidence of having been involved in a serious accident, or struck by any bullet, shall report the same to the Police Department of the City, within twenty-four (24) hours after such motor or other vehicle is received, giving the license number and the name and address of the owner or operator of such motor or other vehicle.

Sec. 63.35.040. Through Streets.

- (a) The following streets and parts of streets shall be through streets: Front Street; and Church Street.
- (b) Every operator of a motor or other vehicle traversing any street intersecting any through street shall bring such motor or other vehicle to a full stop immediately prior to entering upon any such through street, unless otherwise directed by a traffic or control sign or signal, or by a police officer.
- (c) The Chief of Police, under the direction of the City Council, shall place and maintain or cause to be placed and maintained, suitable stop signs and/or signals at a suitable place on each street, alley, or other public thoroughfare intersecting or entering upon a through street, which sign or signal shall be placed so as to be clearly visible for a distance of at least 100 feet along the street, alley, or other public thoroughfare intersecting or entering upon such through street; and such sign or signal shall be illuminated at night, or so placed as to be illuminated by street lights, or by the headlights of approaching vehicles.

Sec. 63.35.045. One Way Streets. Vehicular traffic shall move only one way on the following streets or parts of streets: southerly Cow Alley to Neyman's Corner; southerly Stikine Avenue from McCormack Street to Fort Street; Provided, that a traffic sign or signal shall be placed and maintained at every intersection to indicate such one way traffic.

Sec. 63.35.050. Driving on Right Side of Street. Except when overtaking and passing another vehicle as provided in this Chapter, except on one way streets, except where an obstruction exists, and except where otherwise provided by traffic lanes or police direction, the operator of every motor or other vehicle shall drive the same upon the right of the center of the roadway, and shall drive a slow moving vehicle as closely as possible to the right hand edge or curb of the roadway: Provided, that the provisions of this section shall not be deemed to prevent the marking of lanes of traffic upon any street and the allocation of designated lanes to traffic moving in a particular direction, or at designated speeds.

Sec. 63.35.055. Passing Vehicles: Limitations and Exceptions. Except on one-way streets, and streets laned for passing, the operator of a motor or other vehicle desiring to pass another vehicle proceeding in the same direction shall not cross the center line of the street, alley or highway, whether or not such center line is marked, or pass or attempt to pass such overtaken vehicle, unless the roadway ahead is clear of oncoming traffic for a sufficient distance ahead to permit safe passing: Provided, that passing shall be made safely to the left of the overtaken vehicle, and the overtaking and passing vehicle shall not cut in front of such overtaken vehicle until safely clear of such overtaken vehicle: and Further Provided, that no passing of another vehicle shall be made at any intersection of streets unless in response to a traffic or control sign or signal, or by direction of a police officer.

Sec. 63.35.060. Passing on Hills, Curves, Etc. The operator of a motor or other vehicle shall not pass a vehicle headed in the same direction just before reaching the crest of a hill, or on a curve, or at any point where the view ahead is in anywise obstructed, or while the vehicle ahead is crossing or waiting to cross, or is turning or is about to turn into, an intersecting street.

Sec. 63.35.065. Passing School Bus. The driver or operator of a motor or other vehicle shall not pass any standing school bus while school children are entering the same or alighting therefrom.

Sec. 63.35.070. Restrictions as to Speed.

- (a) Any person operating or driving any motor or other vehicle shall at all times operate and drive the same at a careful and prudent rate of speed, not greater than is reasonable and proper, with due regard to the traffic, surface and width of the roadway, and all other conditions then existing; and no person shall at any time operate or drive any such vehicle at such a rate of speed as to endanger the life, limb or property of any person.

- (b) Subject to the provisions of the preceding subparagraph of this section, and except in those instances where a lower speed is specified in this Title, or by a traffic or control sign or signal, it shall be prima facie lawful for the operator or driver of a motor or other vehicle to operate or drive the same at a rate of speed not exceeding the following: Provided, that in any case when such rate of speed would be unsafe it shall not be lawful:

Twelve (12) Miles Per Hour when passing a school during school recess, or while children are going to or leaving school during opening or closing hours: Provided, that all motor or other vehicles shall come to a full stop before crossing any school crossing when a full stop is indicated by a traffic or control sign or signal, or by a police officer, or by a school child or other person there directing traffic.

Fifteen (15) Miles Per Hour while traversing a curve or grade, when the driver does not have a clear and unobstructed view of the roadway ahead for a distance of 200 feet.

Twenty (20) Miles Per Hour in a business district, as defined in the Traffic Code of Wrangell, unless a different rate of speed is fixed and duly posted.

Twenty (20) Miles Per Hour elsewhere within the City, unless a different rate of speed is fixed and duly posted.

Sec. 63.35.075. Turning at Intersections.

- (a) Right Turns. The driver of a motor or other vehicle intending to turn to the right at an intersection, or to the right into an alley or driveway, shall approach the point of turning in the lane or line of traffic nearest the right hand edge or curb of the street, and in turning shall keep as closely as practicable to the right hand curb or edge of the street.
- (b) Left Turns. The driver of a motor or other vehicle intending to turn into an alley or driveway to the left, or to the left at an intersection, shall approach the point of turning in the lane or line of traffic to the right of and next to the center line of the roadway; and at an intersection, unless otherwise directed by turning markers, shall pass to

the right of the center of the intersection before turning. Upon streets laned for traffic, and upon one way streets, a left turn shall be made from the left lane of traffic.

- (c) Turning Markers. The Chief of Police, under the direction of the City Council, is hereby authorized to place turning markers within or at the entrance to intersections directing that traffic turning left, shall follow a line of travel other than is provided in sub-paragraph (b) of this section. Whenever turning markers have been placed as herein provided, traffic turning left shall follow the line as directed by such markers.

Sec. 63.35.080. Right-of-Way at Intersections. Except as provided in the next succeeding section, the right-of-way between vehicles at intersections shall be as follows:

- (a) The driver of a motor or other vehicle approaching an intersection shall yield the right-of-way to a vehicle which has entered the intersection.
- (b) When two vehicles approach or enter an intersection at, or substantially at, the same time the driver of the vehicle on the left shall yield the right-of-way to the vehicle on the right.

Sec. 63.35.085. Exception to Right-of-Way Rule. The driver of a motor or other vehicle entering a public street, highway or other public thoroughfare from a private road or driveway shall yield the right-of-way to all vehicles approaching on such public street, highway or other public thoroughfare.

Sec. 63.35.090. Left Turns in Intersections: Right-of-Way. The driver of every motor or other vehicle upon entering an intersection, and having signaled his intention of making a left turn as provided by Section 63.35.115. of this Chapter, shall look out for and give right-of-way to vehicles entering the intersection on his right.

Sec. 63.35.095. Vehicles Entering Street to Yield Right-of Way. A driver already upon a street shall have the right-of-way over a driver entering at a point other than at a street intersection, and it shall be the duty of such driver so entering to yield the right-of-way to the driver already upon the street: Provided, that this section shall not apply to authorized emergency vehicles while engaged in the performance of official duty.

Sec. 63.35.100. Stop Before Entering Through Street: Right-of Way. The driver of any motor or other vehicle entering upon a through street from a public or private street, highway, alley or driveway shall

yield the right-of-way to vehicles on such through street when and where signs, posts, or other markers so direct or indicate, subject, however, to the direction of any traffic or control sign or signal, or of any police officer directing traffic thereat.

Sec. 63.35.105. Forfeiting Right-of-Way The driver of any motor or other vehicle shall forfeit any right-of-way which he otherwise might have under any of the provisions of this Chapter while driving recklessly, negligently, or at an unlawful rate of speed.

Sec. 63.35.110. Right-of-Way of Authorized Emergency Vehicles. The driver of a motor or other vehicle shall yield the right-of-way to authorized emergency vehicles when the latter are operated on official business and the operator of such authorized emergency vehicle gives an audible signal by bell, siren or exhaust whistle: Provided, that operators of authorized emergency vehicles shall not be relieved from the duty of driving with due care and regard for the safety of all persons using the streets, or from the arbitrary or unreasonable exercise of such right-of-way.

Sec. 63.35.115. Turning, Starting and Stopping Signals. Every person operating a motor or other vehicle who intends to turn from a standing or parked position, or while in motion intends to turn or stop, shall give a timely signal from the left hand side of such vehicle indicating the direction he intends to turn, or that he intends to stop as follows:

For LEFT TURNS, the arm shall be extended in a horizontal position continuously for a reasonable length of time.

For RIGHT TURNS, the arm shall be extended with the forearm raised vertically continuously for a reasonable length of time.

For STOPPING, the arm shall be extended with the forearm lowered vertically continuously for a reasonable length of time.

For BACKING, the left arm shall be extended downward, palm to the rear, and at the same time motioning to the rear, continuously for a reasonable length of time.

Mechanical devices capable of producing signals substantially in the manner prescribed for arm signals are hereby permitted.

Any vehicle constructed or encumbered either permanently or temporarily so that arm signals are not clearly visible to the rear of such vehicle shall be equipped with suitable mechanical device capable of displaying such signals.

All arm or mechanical signals herein provided for shall be clearly visible and sufficiently definite in execution to be seen and unmistakably understood for a distance of not less than 200 feet to the rear of such vehicle.

For the purpose of this section, a reasonable length of time shall be construed to mean the length of time required to traverse a distance in feet equal to five times the maximum speed in miles per hour allowed by law during the approach to the point of turning or stopping.

Sec. 63.35.120. Stopping in Roadway in Non-Business District. No person shall park or leave any vehicle standing, whether attended or unattended, on the paved, improved or main traveled portion of the roadway outside the business district when it is practicable to park or leave such vehicle off the paved, improved or main traveled portion of the roadway; Provided, that in no event shall any person park or leave any vehicle standing on such roadway, whether attended or unattended, unless a clear and unobstructed width of not less than twelve (12) feet on the main traveled portion of such roadway opposite such standing vehicle shall be left for the free passage of other vehicles therein, or unless a clear view of such standing vehicle may be obtained from a distance of 100 feet in each direction of such roadway. Whenever any police officer shall find a vehicle standing on a roadway in violation of this section, he is hereby authorized and directed to move such vehicle, or require the operator or person in charge of such vehicle to move the same, to a position permitted under this section.

The provisions of this section shall not apply to the operator of any vehicle which is disabled while on the paved, improved or main traveled portion of the roadway in such a manner and to such an extent that it is impossible to avoid stopping and momentarily leaving such vehicle in such position.

Sec. 63.35.125. Stopping in Roadway in Business District. No person shall stop, stand or park any motor or other vehicle on any street within the business district so as to interfere with or obstruct traffic: Provided, that the stopping of a vehicle for the actual loading or unloading of merchandise shall not be deemed interfering with or obstructing traffic when no other method or means of loading or unloading of such merchandise is available, and traffic is not interfered with or obstructed for longer than five (5) minutes at any one time.

Sec. 63.35.130. Giving Way to Overtaking Vehicles. The operator of a moving motor or other vehicle shall not deviate from his direct line of travel, without first ascertaining that such movement can be made with safety to other vehicles approaching from the rear: Provided, that the operator of a motor or other vehicle about to be overtaken and passed by another vehicle approaching from the rear shall give way consistent with safety upon audible signal being given by the operator of the overtaking vehicle, and shall not increase the speed of his vehicle until the overtaking vehicle has completely passed.

Sec. 63.35.135. Meeting of Vehicles. Operators of vehicles proceeding in opposite directions shall meet and pass each other to the right, each, as nearly as possible, giving the other at least one-half of the main traveled portion of the roadway.

Sec. 63.35.140. Following Too Closely. The operator of a motor or other vehicle shall not follow another vehicle closer than is reasonable and prudent, having due regard to the speed of such other vehicle and the traffic upon and condition of the roadway.

Sec. 63.35.145. Driving Over Sidewalk. No vehicle shall be driven on or backed over any sidewalk or sidewalk area excepting at a permanent or temporary driveway, which permanent or temporary driveway shall be marked by yellow paint on the curb and sidewalk area thereof; and no such permanent or temporary driveway shall exceed ten (10) feet in width unless a license therefor is first had as provided by Section 63.40.040 of Chapter 40 of the Traffic Code of Wrangell.

Sec. 63.35.150. Crossing Sidewalk from Alley, Driveway, Garage, Etc. No vehicle shall be driven over or backed upon any sidewalk or sidewalk area fronting any alley, driveway, garage, or other place, unless the operator thereof shall first have stopped and ascertained that such sidewalk or sidewalk area is clear of pedestrian traffic.

Sec. 63.35.155. Operation of Vehicles During Fire Alarm and on Approach of Authorized Emergency Vehicles. During the time any fire alarm signal is sounding, or upon the approach of any authorized emergency vehicle giving an audible signal by bell, siren or exhaust whistle, the operator of a motor or other vehicle, other than an authorized emergency vehicle or a vehicle in which a police officer or member of the Fire Department is riding in response to a fire alarm or other emergency, shall, unless otherwise directed by a police officer or a member of the Fire Department, drive such vehicle to a position as near as possible and parallel to the right hand edge or curb of the street, roadway or alley, clear of any intersection, and stop, and remain stopped until such authorized emergency vehicle or vehicles shall have passed.

Sec. 63.35.160. Following Fire Truck or Authorized Emergency Vehicle. Excepting the driver of an authorized emergency vehicle or the driver of a vehicle transporting a member of the Wrangell Fire Department in an emergency, no driver or operator of any motor or other vehicle shall follow any fire truck or other fire fighting apparatus or other authorized emergency vehicle; or drive into or stop within any City block where a fire truck or other fire fighting apparatus has stopped in response to a fire alarm.

Sec. 63.35.165. Crossing Fire Hose. No motor or other vehicle shall be driven upon or over any unprotected hose of the Fire Department when laid down on any street or private driveway, without the consent of the Chief of the Fire Department, or the Fire Department official in command.

Sec. 63.35.170. Crossing Street Cleaning Hose. No person shall haul or drive any wagon, automobile or vehicle of any kind on, over, or across any hose while the same is being used by the City Street Department for cleaning or washing streets.

Sec. 63.35.175. Unlawful Riding on Motorcycle or Bicycle. No person riding or operating any motorcycle or bicycle shall carry, or permit to be carried, any person upon the handle bar, frame or tank of any such motorcycle or bicycle; and no person shall so ride upon any such motorcycle or bicycle; and no person shall ride any bicycle or motorcycle on any Public Sidewalk.

Sec. 63.35.180. Unlawful Riding on Vehicles. No person shall ride on the running board, top, bumper, fender, step, or other outside part of a motor or other vehicle in motion: Provided, that this section shall not apply to persons riding on authorized emergency vehicles with the consent of the driver or person in charge, or persons riding within or upon trucks designed for transporting merchandise while engaged in transporting or delivering merchandise.

Sec. 63.35.185. Coasting Prohibited. The operator of any motor vehicle, when traveling on a down grade, shall not coast with the gears of such vehicle in neutral.

Sec. 63.35.190. Motor Vehicles Left Unattended. No person having charge or control of a motor vehicle shall allow such vehicle to stand on any street unattended without first setting the brakes thereon and stopping the motor of such vehicle; or, when standing upon a perceptible grade, without turning the front wheels to the curb or the side of the street or highway.

Sec. 63.35.195. Windshield and Rear Window Obstructions. No person shall drive any motor or other vehicle when the windshield or rear view window whereof has thereon any sign, decoration or other impediments which obstruct, or tend to obstruct or interfere with, the driver's view ahead or to the rear thereof.

Sec. 63.35.200. Clinging to Moving Vehicle. No person, while riding upon any motorcycle, bicycle, coaster, sled, roller skates, or any similar vehicle or device, shall cling to or attach himself or his vehicle to any other moving vehicle.

Sec. 63.35.205. Prohibited Coasting, Etc. on Streets, Excepting Designated Streets: Exclusive Right-of-Way on Designated Streets. No person except under Police supervision shall go upon any public street, highway or other public thoroughfares in the business district, or on any through street, except while crossing at an intersection or on a cross walk, while riding upon any roller skates, coaster, sled, skis, toy vehicle, Soap-Box Derby vehicle, or similar device: Provided, that the Chief of Police, with the consent of the City Council, may from time to time set aside specified streets and parts of streets

for coasting, roller skating, trial runs, and other similar purposes, and when so set aside every entrance thereto and intersection thereof shall be marked with a red light, or other suitable stop sign or signal; and no driver of any motor or other vehicle shall enter upon any such street, or part of street, so set aside and marked excepting to cross the same; or to cross any such street, or part of street, so set aside and marked, without first coming to a full stop and ascertaining that same is free and clear for crossing; and on such streets and parts of streets so set aside and marked, and on all parts thereof, persons using the same for the purpose set aside and marked shall have the exclusive right-of-way over all motor and other vehicular traffic.

Sec. 63.35.210. Minors Driving or Operating Motor Vehicles. No person shall operate or drive any motor or other vehicle who has not attained the age of sixteen (16) years, or who if under the age of eighteen (18) years does not have the written consent of a parent or guardian.

Sec. 63.35.215. Persons Learning to Drive. No person while learning to drive any motor or other vehicle shall drive, propel or operate the same upon any street, highway, alley or other public thoroughfare within the business district.

Sec. 63.35.220. "Joy Riding" Without Owner's Consent. No person in the absence of the owner, or without the owner's consent, shall drive or operate, or cause to be driven or operated, or aid or assist in driving or operating any motor or other vehicle not his own, whether with or without intent to steal the same: Provided, that such consent shall not be implied or presumed in any instance because of the fact that upon some other or former occasion such owner had consented to the use of the same or another motor vehicle by such person.

Sec. 63.35.225. Tampering with Motor Vehicle. No person, whether individually or in association with another or others shall willfully break, injure, tamper with or remove, any part or parts of any motor or other vehicle with intent to injure, deface or destroy such vehicle or part thereof, or with intent to injure or annoy the owner or person in charge thereof; or in any way temporarily or permanently prevent its useful operation; or against the will or without the consent of the owner or operator of such vehicle in any other manner willfully or maliciously interfere with or prevent the running or operation of such vehicle.

Sec. 63.35.230. Throwing Nails, Tacks, Etc. on Street. No person shall throw, deposit or place, or negligently permit or allow to be dropped, thrown, deposited or placed, in or upon any public street, any nails, tacks, crockery, scrap iron, tin-ware, bottles, glass or any other article or thing likely to puncture or injure the tires of any vehicle.

Sec. 63.35.235. Driving Through Cemeteries. No person shall drive, propel, or operate any motor or other vehicle carrying, or ordinarily used in carrying, merchandise, goods, materials, tools or rubbish, or any market wagon, milk wagon, dirt cart, moving van, dray, truck or other commercial vehicle upon or along any driveway in any cemetery in the City: Provided, that this section shall not apply to any hearse or vehicle being used as a part of a funeral procession, or to any vehicle employed in City business or in any cemetery business.

Sec. 63.35.240. Walking, Riding or Driving over Newly-Made or Marked-Off Streets and Sidewalks. No person shall drive any motor or other vehicle, or walk, over or upon any newly paved streets or sidewalk or part thereof closed or marked off by barriers to vehicular or pedestrian traffic; or over or upon any street or sidewalk or part thereof where there is any sign warning persons not to drive or walk over or upon such street or sidewalk or part thereof.

Sec. 63.35.245. Obedience to Signals of Members of Police and Fire Department. No person driving or in charge of any motor or other vehicle, or pedestrian, shall refuse or neglect to obey the lawful signals or orders of any officer or member of the Police or Fire Department while regulating or directing traffic.

Sec. 63.35.250. Parades. It shall be unlawful to parade upon any street, highway or other public thoroughfare within the City without first notifying the Chief of Police of the intention so to do. Such notification shall be made in writing and shall state the purpose of such parade, the place and hour of formation, the proposed line of march, and the name of the person or persons, society, association or organization having charge or control of such parade. Such notification shall be delivered to the Chief of Police at least twenty-four (24) hours before such parade is to take place: Provided, that the time of notice herein specified may be lessened or the notice entirely waived in the discretion of the Chief of Police. The Chief of Police, in his discretion, may direct the place of formation and of the line of march and other details of any such parade as public traffic or safety may require; and, with the approval or on order of the Mayor, may forbid or stop any such parade whenever deemed necessary or advisable for the preservation of the public peace.

It shall be unlawful to march in any parade upon any street, highway or other public thoroughfare carrying any flag or banner except the flag, colors or ensign of the United States of America, or any of its military or naval organizations, or the recognized flag or emblem of any friendly foreign nation or country, unless such flag or banner bears some distinct name in letters clearly designating or descriptive of, or identifying same as the emblem of the persons, society, association, or organization marching in such parade: Provided, that this requirement shall not apply to any flag, banner, pennant, or other device used for purely decorative or spectacular effect in any

parade, and having no direct or indirect political purpose or object.

The provisions of this section shall not apply to religious or funeral processions: Provided, that in case any flag or banner is carried in such procession it shall be the flag of the United States of America, or that of some organization or patriotic, fraternal or other society.

All persons excepting those participating in any parade shall keep off the streets temporarily for such parade.

No person, whether a pedestrian, equestrian, driver or operator of a motor or other vehicle, shall break into or through or interrupt any authorized parade or procession: Provided, that such parade shall not interfere with the functions of the Fire or Police Departments or the carriage of the United States Mails.

Sec. 63.35.255. Pedestrians' Duties.

- (a) Pedestrians shall not step into that portion of the street open to moving traffic at any point between intersections in any business district, or between intersections on any through street.
- (b) Pedestrians shall not cross any street intersection diagonally.
- (c) Pedestrians shall travel, whenever practicable, upon the right half of cross walks.
- (d) Pedestrians crossing a roadway other than at intersections at the ends of blocks, or at established and marked cross walks, shall yield the right-of-way to all vehicles upon the roadway.
- (e) Pedestrians on any public roadway where a sidewalk is provided shall proceed upon such sidewalk. Pedestrians on any public roadway where no sidewalk is provided shall proceed on the extreme left hand side of the roadway, and upon meeting an oncoming vehicle shall step to the left and clear of the roadway.

Sec. 63.35.260. Spilling Oil on Streets and Sidewalks.

Every person transporting or delivering any fuel oil or other oil shall immediately clear and thoroughly clean, or cause to be cleared and thoroughly cleaned, every public sidewalk, sidewalk area, footpath, street, highway, or other public thoroughfare, and every part or parts thereof, on which he has caused or allowed such oil to overflow or spill.

Sec. 63.35.265. Unlawful Installation of Oil Pipes or Other Objects in the Street or Sidewalk. No person shall place, install or maintain, or permit to be placed, installed or maintained, in or upon any public roadway or sidewalk, or at any place adjacent thereto, any oil or water intake pipe or part thereof, or any other pipe, object or thing or part thereof, which extends above the surface of such roadway or sidewalk. Every such oil or water intake pipe or part thereof, and every other pipe, object or thing or part thereof, which so extends above the surface of any such roadway or sidewalk is hereby declared a common and public nuisance, and same may be summarily removed by any police officer of the City.

Sec. 63.35.270. Damaging Surface of Street or Sidewalk. No person shall do any act or thing which in any way mars, injures or damages the surface or other part of any roadway or sidewalk within the City.

Sec. 63.35.275. Depositing Dirt, Rubbish or Other Objects on Street or Sidewalk. Excepting in the manner authorized during such time or times that may by the Mayor be declared a clean-up period, no person shall place or deposit, or permit to be placed or deposited, or aid or assist in placing or depositing, any dirt, rubbish or other objects or things in or upon any public roadway or sidewalk.

Sec. 63.35.280. Operating Motor Vehicle Without State Driver's License Prohibited. Any person operating or driving any motor vehicle within the City of Wrangell must have in his possession or on such motor vehicle a valid unsuspended and unrevoked State Driver's License.

Sec. 63.35.285. Operating Improperly-Licensed Vehicle Prohibited. It shall be unlawful to operate or drive any motor vehicle not properly licensed under the laws of the State of Alaska.

Chapter 40. Licensed Vehicle Stands: Unlawful Use of Streets and Sidewalks.

Sec. 63.40.010. Licensed Taxi, Bus, and Other Vehicle Stands. It shall be unlawful for any person, firm or corporation to occupy or use any public street, highway, alley, walk, or other public thoroughfare, or any part thereof, within the City of Wrangell, for any taxi, bus, truck or other vehicle stand, without first applying for and obtaining a license so to do from the Common Council of the City as provided by this Chapter.

Sec. 63.40.015. Licenses. Upon application to the Common Council for a licensed vehicle stand as in this Chapter provided and tender of the appropriate license fee in advance for the period of time the license is desired, which shall not be for less than six months in advance, such license may be granted or refused in the discretion of the Common Council; and if granted the City Clerk shall issue to the licensee a special revocable license, which shall not be transferable, authorizing the exclusive use by the licensee and his permittees of the licensed area for the period of time authorized by the Common Council: Provided, that no such stand shall be authorized unless the written consent of the owner or lessee of the abutting property shall first be filed with the City Clerk: and Further Provided, that any such stand may be abolished upon the written request of the owner or lessee of the abutting property, or at any time in the discretion of the Common Council: and Further Provided, that upon abolishment of any such stand the unearned portion of the license fee, if any, shall be refunded to the licensee. The Chief of Police of the City, or any deputy, shall designate, or cause to be designated, by a suitable sign or by marks, the boundaries of such licensed stand, and so as to indicate that same is a licensed stand entitling the licensee to the exclusive use thereof.

Sec. 63.40.020. License Fees. The license fees for licensed vehicle and business stands shall be as follows:

TAXI STANDS: \$5.00 per month, or fraction of a month, for each 22 feet, or fraction thereof, of the street used for a taxi stand.

BUS STANDS: \$8.00 per month or fraction of a month, for each 35 feet, or fraction thereof, of the street used for a bus stand.

OTHER VEHICLE AND BUSINESS STANDS: \$5.00 per month, or fraction of a month, for each 22 feet, or fraction thereof, of the street used for such other vehicle stand.

Sec. 63.40.025. Prohibited Parking in Licensed Stand by Others than Licensee. It shall be unlawful for the owner or operator of any motor or other vehicle, without the consent of the licensee, to leave, park, place or stop the same within the area, or any part thereof, of any licensed stand.

Sec. 63.40.030. Unlawful Standing of Vehicles in Licensed Stand by Licensee. It shall be unlawful for the licensee of any licensed vehicle stand to stand, leave, place or park any motor or other vehicle at any licensed stand more than 12 inches away from the curb, or so as to extend beyond the boundaries of such stand; or to use or occupy such stand after expiration or revocation of such license; or at any other time when a valid license for such stand is not in effect.

Sec. 63.40.035. Unlawful Use of Sidewalks for Vehicle Stand. It shall be unlawful for the owner, proprietor or operator of any place within the City of Wrangell occupied or used as a taxi, bus, truck, or other vehicle stand, whether or not such place is situated on any public street, highway, alley, or other public thoroughfare, to leave, place or park any automobile, bus, truck, or other vehicle thereon so that same or any part thereof extends onto or over any public sidewalk, street, alley, or other public thoroughfare, or any part thereof.

Sec. 63.40.040. Crossing Sidewalks for Ingress and Egress to Stand. It shall be unlawful for the owner, proprietor or operator of any place within the City of Wrangell occupied or used as a taxi, bus, truck, or other vehicle stand, to use or occupy more than ten (10) feet of any public sidewalk as a driveway for ingress thereto or egress therefrom without first applying for and obtaining a license so to do as provided in this Chapter, and paying therefore a license fee of \$5.00 per month, or fraction of a month, in advance, for each twenty two (22) feet, or fraction thereof, of the sidewalk so used or occupied in excess of ten (10) feet.

Chapter 45. Engaging in U-Drive Business and Business of Transporting Persons for Hire.

Sec. 63.45.010. Conditions of Engaging in Business. On and after July 1, 1961, every person, firm or corporation desiring to engage or continue in any U Drive business, or in the business of transporting or carrying persons or passengers for hire, within the City of Wrangell, by means of any taxicab, for hire vehicle, motor bus, or other motor vehicle, including persons, firms and corporations dispatching driver owned vehicles for such purposes, but not including persons, firms or corporations transporting school children in a school contract basis, shall first:

- (a) File with the City Clerk of the City a good and sufficient policy or policies of public liability insurance applicable to and covering each vehicle used or to be used in such business, and providing insurance coverage for property damage liability in a sum not less than \$5,000.00 for each accident, and providing insurance coverage for bodily injury liability not less than \$10,000. for each person, and not less than \$20,000.00 for each accident; and
- (b) Obtain a license from the City Clerk authorizing such person, firm, or corporation to engage or continue in such business as in this Chapter provided.

Sec. 63.45.015. Issuance of License to Engage in Such Business. On the filing of such public liability insurance and payment of the annual license fee as provided in this Chapter, the City Clerk shall issue a license authorizing the licensee to engage or continue in the U Drive business, or in the business of transporting and carrying of persons for hire, within the City of Wrangell, during the then current calendar year: Provided, that persons, firms or corporations desiring to engage or continue in such business in any calendar year after January first and prior to July first shall first comply with the insurance requirements of this Chapter and pay the license fee for the whole current year; and persons, firms or corporations desiring to engage in such business on or after July first and prior to December thirty-first in any year shall comply with the insurance requirements of this Chapter and pay one-half the annual license fee for that year.

Sec. 63.45.020. License Fees. The annual calendar year license fee for each person, firm or corporation engaging or continuing in the U Drive business, or in the business of transporting or carrying persons for hire, as provided by this Chapter, including the business of dispatching driver owned vehicles engaged in such business, shall be \$25.00 per annum.

Sec. 63.45.025. Operators of Vehicles Transporting Persons for Hire. No person shall transport or carry any person or passenger

for hire within the City of Wrangell by means of any motor or other vehicle, and no person, firm or corporation licensed under the provisions of this Chapter shall knowingly employ or permit any person to transport or carry any person or passenger for hire within the City of Wrangell, by means of any motor or other vehicle, who is not 18 years of age or over; or whose finger prints are not filed with the Chief of Police of the City; or who does not have in his possession or on his vehicle a current State Driver's License; or whose State Driver's License is suspended or revoked; or who has been convicted of any felony; or who has been convicted in any court of reckless or drunken driving; or who, within one year, has been convicted of unlawfully transporting, selling or furnishing any intoxicating liquor or narcotic drugs; or who is not otherwise of good moral character; or whose vehicle is not currently registered and licensed and has thereon a license sticker as provided by the Traffic Code of Wrangell; or whose vehicle is not currently covered by the liability insurance required by this Chapter.

Sec. 63.45.030. U Drive Driver Qualifications. No person, firm or corporation licensed to engage in a U Drive business within the City of Wrangell shall lease or let any motor or other vehicle to be operated or driven within the City of Wrangell by any person under 18 years of age, or by any person under the influence of intoxicating liquor or any narcotic drug.

Sec. 63.45.035. Prohibitions: Use of Unlicensed Vehicles: Operating Without License. It shall be unlawful for any person, firm or corporation to use, operate, dispatch or rent any motor vehicle in any U Drive business, or in the business of transporting or carrying persons or passengers for hire, within the City of Wrangell, which is not currently registered, and the vehicle registration and license fee currently paid, as provided by the Traffic Code of Wrangell; or to carry on or conduct, or aid or assist in carrying on or conducting, any such business without first complying with all the provisions of this Chapter.

Sec. 63.45.040. Penalties. Any person, firm or corporation convicted of violating any of the provisions of this Chapter shall be subject to the maximum penalties provided for any violation of the Traffic Code of Wrangell; and, in addition thereto, for a third conviction of any person, firm or corporation of violating any of the provisions of this Chapter the license held by such thrice convicted person, firm or corporation under the provisions of this Chapter may be suspended or revoked for a period not exceeding thirty (30) days, in the discretion of the Magistrate.

Chapter 50. Definitions of Terms

Sec. 63.50-010. Definitions of Terms. Whenever in the Traffic Code of Wrangell the following terms are used, they will have the meanings respectively assigned to them in this section, to-wit:

(a) CITY OF WRANGELL. The area embraced within the corporate limits of the City of Wrangell, Alaska, as now or hereafter may be established by law.

(b) STREET OR HIGHWAY. Every way set apart for public travel, excepting foot paths and sidewalks.

(c) PRIVATE ROAD OR DRIVEWAY. Every road or driveway not open to the use of the public for purposes of vehicular travel.

(d) ROADWAY. That portion of a street, alley or highway between the regularly established curb lines, or that part devoted to vehicular traffic.

(e) SIDEWALK. That portion of a street between the curb lines and the adjacent property lines set aside and intended for the use of pedestrians.

(f) INTERSECTION. The area embraced within the prolongation of the lateral curb lines, or, if none, then the lateral boundary lines of two or more streets or highways which join one another at an angle whether or not one such street or highway crosses the other.

(g) CROSS WALKS. That portion of a roadway ordinarily included within the prolongation of curb and property lines at intersections, or any other portion of a roadway clearly indicated for pedestrian crossing by lines or other markings on the surface.

(h) SAFETY ZONES. The area or space officially set apart within a roadway for the exclusive use of pedestrians, and which is so marked or indicated by proper signs as to be plainly visible at all times while set apart as a safety zone.

(i) VEHICLE. Every device in, upon or by which any person or property is or may be transported or drawn upon a public highway; but not including devices moved by human power or used exclusively upon stationary rails or tracks.

(j) MOTOR VEHICLE. Every vehicle as herein defined which is self propelled, including motorcycles.

(k) AUTHORIZED EMERGENCY VEHICLE. Vehicles of the Wrangell Fire Department, Wrangell Police Department, State Highway Patrol, Ambulance service vehicles public or private, and other similarly used vehicles, authorized by the City Council and equipped with a bell, siren, or exhaust whistle of a type approved by the City Council.

(l) GROSS WEIGHT. The combined weight of vehicle and load.

(m) PEDESTRIAN. Any person afoot.

(n) OPERATOR AND DRIVER. Any person who is in actual physical control of a vehicle.

(o) TRAFFIC. Pedestrians, ridden animals, herded and led animals, vehicles either singly or together, while using any street, roadway, sidewalk, or other public thoroughfare, for purpose of travel.

(p) RIGHT-of-WAY. The privilege of the immediate use of the street, highway, alley, or other public thoroughfare.

(q) PARKING METER AREA. Any area upon any public street, highway, alley or other public thoroughfare within the City where a parking meter is installed.

(r) PARKING. The stopping or standing of a vehicle, whether attended or unattended, and whether or not occupied by any person, upon a street, roadway, highway, alley, or other public thoroughfare, otherwise than momentarily: Provided, that vehicles actually being loaded or unloaded, or stopped in obedience to traffic regulations or traffic signs, or signals, shall not be deemed to be parked.

(s) OFFICIAL TRAFFIC SIGNS. All signs and markings, other than signals, not inconsistent with the Traffic Code of Wrangell, placed or erected by authority of the City Council for the purpose of directing, warning or regulating traffic.

(u) TRAFFIC CONTROL SIGNALS. Any device using colored lights, or words, or any combination thereof, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and to proceed.

(v) BUSINESS DISTRICT. The territory within the City of Wrangell included in the following named streets and the streets included within the district bounded as follows: The territory between Front Street intersection at Federal Way to Front Street intersection at Case Street.

(w) RESIDENCE DISTRICT. All territory within the City of Wrangell other than that designated as Business District

(x) POLICE OFFICER. Every officer of the City Police Department, and any officer of person authorized to direct or regulate traffic, or to make arrests or citations for violation of traffic regulations.

(y) TAXI-CAB. A motor vehicle used for the carriage of passengers for hire.

(z) TRAILER. Any vehicle without motive power designed to be or attached to another vehicle, so constructed that no appreciable part of its weight rests upon or is carried by such other vehicle.

Chapter 55. Penalties: Ordinances Repealed:
Saving Clause

Sec. 63.55.010. Penalties. Any person, firm or corporation who shall violate or fail to comply with any of the provisions of the Traffic Code of Wrangell, or who shall counsel, aid or abet any such violation or failure to comply, shall, for each offense, be guilty of a misdemeanor and punishable as provided in Title 30 of the Code.

Sec. 63.55.015. State Traffic Laws - Adopted by Reference. Title 28. (Motor Vehicles) of the Alaska Statutes, together with all amendments which are now or hereafter enacted, is hereby adopted by reference and made part of this Chapter.

Sec. 63.55.020. State Traffic Laws - Violations Constitute Offenses. All acts which are made unlawful by the sections of the state motor vehicle laws adopted by the preceding section shall be and are hereby declared to be offenses against the city when committed within its boundaries and shall be punished by the penalties provided in Title 30 of the Code.

CITY OF WRANGELL, ALASKA
ORDINANCE NO. 208

AN ORDINANCE ESTABLISHING A CURFEW FOR PERSONS UNDER 18 YEARS OF AGE; REGULATING DANCES ADMITTING MINORS UNDER 18 YEARS OF AGE; REQUIRING LINCENSE FOR ANY SUCH DANCE HELD; SETTING STANDARDS OF CONDUCT TO WHICH THE LINCENSEE MUST ADHERE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

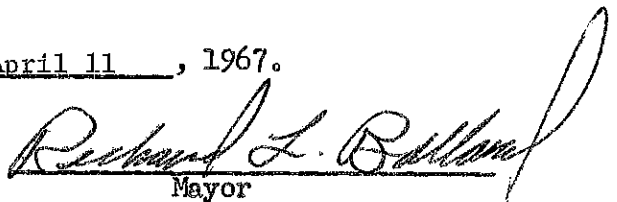
Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals Ordinance 167 and Ordinance 103; and all other ordinances or parts of ordinances conflicting herewith are hereby repealed by this ordinance.

Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after finall passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 44.10.010 through 44.10.015 all inclusive, and 44.20.010 through 44.20.045 all inclusive, are hereby adopted as a part of this ordinance and Title 44 of the City of Wrangell Code.

PASSED AND APPROVED: _____ April 11, 1967.



Mayor

ATTEST:



City Clerk

1st reading March 28, 1967 (Title)

2nd reading April 11, 1967 (TITLE)

3rd reading April 11, 1967 (TITLE)

Published April 28, 1967, by Title.

CITY OF WRANGELL CODE

TITLE 44. JUVENILES

Chapter - Section

10. Curfew

44.10.010 Curfew

44.10.015 Persons Responsible

20. Regulation of Dances Admitting Minors
under 18 years

44.20.010 License Required

44.20.015 Application Procedure

44.20.020 Bond or Liability Insurance may
be Required

44.20.025 Application Fee

44.20.030 Time Limits

44.20.035 Standards for Issuance

44.20.040 License Fee

44.20.045 Duties of Licensee

Chapter 10. Curfew.

Sec. 44.10.010. Curfew. No person under 18 years of age shall be upon or in any street, alley, public building, place of amusement and entertainment, vacant lot or other unsupervised place between the hours of 10 o'clock P.M. Sunday through Thursday and 12 o'clock P.M. Friday and Saturday during the school term and 12 o'clock P.M. at other times and 5 o'clock A.M. of any day unless such person shall be accompanied by or in charge of his parent or other competent and adult person or be upon an emergency errand or legitimate business directed by his parent, guardian or other other adult person having the care and custody of the minor. Curfew hours may be suspended or altered by the Common Council to permit attendance of or participation in school, community or other group-sponsored activities by minors covered by this section.

Sec. 44.10.015. Persons Responsible. No parent, guardian or other person having the custody and control of children under the age of 18 years shall allow such child to go or be upon any street or other places as listed in this section at the times specified in this section unless such child shall be accompanied by his parent or other competent and adult person or is upon an emergency errand or legitimate business directed by his parent, guardian, or other adult person having the care and custody of the minor. In any prosecution for the violation of any provision of this section the presence of any person under 18 years of age not attended as herein required upon any of the public streets or other places as listed in this section shall be deemed prima facie evidence of the guilt of such parent and the violation of the provisions hereof.

Chapter 20. Regulation of Dances Admitting
Minors under 18 years

Sec. 44.20.010. License Required. No person or organization shall hold a dance to which minors under 18 are admitted without first obtaining a license as hereinafter provided in Sections .015 through .045 of this Chapter.

Sec. 44.20.015. Application Procedure. Application for licenses issued hereunder shall be submitted to the Chief of Police and shall state:

1. The name and address of the applicant.
2. The location of the proposed dance.
3. Names and addresses of all chaperones.
4. Names and addresses of all entertainers or other employees.
5. That the applicant agrees to hold the City harmless of any liability which the applicant may incur as a result of holding a dance pursuant to the provisions of this Chapter.
6. Such other information as the Chief of Police shall find reasonably necessary to effectuate the purpose of this Chapter and to arrive at a fair determination of whether its terms have been complied with.

Sec. 44.20.020. Bond or Liability Insurance May be Required. For reasonable cause the Chief of Police may require any application for a license hereunder to be accompanied by a bond executed by a surety company qualified to do business in the State of Alaska in the penal sum of \$1000.00, conditioned upon the payment by the licensee of any and all final judgments for injuries or damages resulting to persons or property arising out of the operation of any dance. Such bond shall run to the City for the benefit of any person who may receive injuries and for benefit of any person who may claim redress for property damage resulting from the operation of such dance. Such bond shall remain in full force and effective for the full period of time for which the license is effective. A liability insurance policy issued by an insurance company authorized to do business in the State of Alaska conforming to the requirements of this section may be permitted in lieu of a bond.

Sec. 44.20.025. Application Fee. There shall be no application fee.

Sec. 44.20.030. Time Limits. The applicant must submit the completed application for the proposed dance at least three days prior to the requested date. The Chief of Police shall act upon said application no later than two days after its presentation.

Sec. 44.20.035. Standards for Issuance. The Chief of Police shall issue a license hereunder when he finds:

1. That the applicant and all employees and chaperones are of good moral character and capable of conducting the proposed dance in a manner consistent with public safety and good morals.
2. That the bond or issuance policy as may be required by this chapter has been procured.
3. That the requirements of this chapter and of all other governing laws and ordinances have been met.

Sec. 44.20.040. License Fee. A license shall be issued to a successful applicant hereunder after payment to the City Clerk of a license fee of \$5.00.

Sec. 44.20.045. Duties of Licensee. A licensee hereunder shall comply with the following requirements and standards of operation:

1. Maintain good order. The licensee shall maintain good order upon the premises where any dance is conducted and loitering shall not be permitted in or about the entrances to or exits from such dance.
2. Hours of operation. The licensee shall not conduct any dance except between the hours of 7 P.M. and 12 P.M. or in any event never after the time of curfew.
3. Chaperones. Adult chaperones of good moral character must be constantly on the premises.
4. Intoxicating liquors. No person upon the premises where a dance is being conducted shall have in his possession or under his control or offer to give to another to drink any intoxicating liquors nor shall the licensee, chaperones or employees permit such conduct.

Sec. 44.20.045. Duties of Licensee. - Continued

5. Premises. The premises where such dances are held shall conform at all times to the standards of the Department of Health, Police Department and Fire Department.

CITY OF WRANGELL, ALASKA
Ordinance No. 207

AN ORDINANCE PROHIBITING THE ABANDONMENT OF VEHICLES ON PUBLIC PROPERTY AND AUTHORIZING THE IMPOUNDMENT AND SALE THEREOF; AND PROVIDING THAT PROPERTY OWNERS WHEREON ABANDONED VEHICLES ARE LOCATED WILL BE PRESUMED TO BE OPERATING A JUNK YARD.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the Code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals all other ordinances or parts of ordinances conflicting herewith and are hereby repealed by this ordinance.

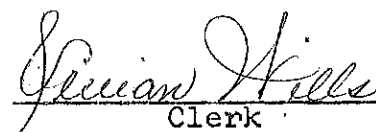
Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 63.70.010 through 63.70.055 all inclusive, are hereby adopted as a part of this ordinance and Title 63 of the City of Wrangell Code.

PASSED AND APPROVED: April 28, 1967, 1967.



Mayor

Attest 

Clerk

1st reading March 28, 1967 (TITLE ONLY)

2nd reading April 11, 1967 (Title only)

3rd reading April 11, 1967 (Title only)

Published by Title, April 28, 1967.

CITY OF WRANGELL CODE

TITLE 63. TRAFFIC

Chapter - Section

- 63. Traffic
 - 63.70.010 Illegal to abandon vehicles
 - 63.70.015 Abandoned vehicles defined
 - 63.70.020 Citation of Vehicles
 - 63.70.025 Impoundment
 - 63.70.030 Presumption of parking by
registered owner
 - 63.70.035 Release from impoundment
 - 63.70.040 Hearing - penalty
 - 63.70.045 Sale
 - 63.70.050 Owner's interest abandoned
at sale
 - 63.70.055 Abandoned vehicles on private
property

Chapter 70. Abandoned Vehicles

Sec. 63.70.010. Illegal to Abandon Vehicles. It is illegal for a person to abandon any vehicle upon public property in the City of Wrangell, Alaska.

Sec. 63.70.015. Abandoned Vehicles Defined. A vehicle shall be presumed abandoned if it is not being operated and

- (a) it does not bear valid license plates; or
- (b) it does not bear any license nor any certificate of registration enabling a determination of ownership to be made; or
- (c) the vehicle is inoperative and serving as a nuisance or a hazard to safety.

Sec. 63.70.020. Citation of Vehicles. Police officers are hereby authorized to give notice to persons violating provisions of this chapter by delivering citation tags to violators or affixing such tags to the abandoned vehicle. Citation tags, among other things, shall indicate briefly the charge, shall bear the registration number of the vehicle, if known, and shall direct the violator to immediately remove the vehicle and present himself at the police station on the date specified thereon.

Sec. 63.70.025. Impoundment. If the vehicle so cited has not been removed within 48 hours of the time of such citation said vehicle may be impounded as provided herein.

Sec. 63.70.030. Presumption of Parking by Registered Owner. In any prosecution involving the abandonment of vehicles, the registered owner of such vehicle shall be presumed to be the person who parked or placed such vehicle at the point where said violation occurred.

Sec. 63.70.035. Release from Impoundment. Upon violation of any of the provisions of this chapter, the police shall cause any abandoned vehicle to be towed to a place of storage and kept therein until claimed. When the owner or authorized representative of the owner of said vehicle claims the same, he may be informed of the nature and the circumstances causing the impoundment of such vehicle and may obtain a release thereof by paying all towing and storage charges incurred by the City.

Sec. 63.70.040. Hearing - Penalty. If the operator or owner of the vehicle upon hearing before the District Court is found not guilty of all violations of which he is charged or if the case is dismissed, the impounded vehicle shall be released immediately to the owner or operator thereof. Such person shall be released from said charges and if said charges have been paid they shall be refunded. If the owner or operator of an abandoned vehicle is found guilty by the District Court, he shall be considered to have committed a misdemeanor and is punishable as provided by this Code.

Sec. 63.70.045. Sale. The City may sell at public auction any vehicle impounded and not claimed within thirty days. Notice of the time and place of the sale shall be given to the owners and lienholders as ascertained from the records of the Department of Revenue of the State of Alaska or in lieu thereof by posting a written or printed notice of the time and place of such sale on the official City bulletin board in the City Hall at Wrangell, Alaska.

Sec. 63.70.050. Owner's Interest Abandoned at Sale. Failure of an owner or a lienholder to reclaim an impounded motor vehicle prior to sale shall constitute an abandonment of his interest in the vehicle and the purchaser at the public auction shall take title to the vehicle free and clear of all liens and encumbrances other than State and Federal liens. Sale by the City does not include any warranty as to title or otherwise.

Sec. 63.70.055. Abandoned Vehicles on Private Property. Property owners will be presumed to be operating a junk yard on the premises if there is located thereon one or more abandoned vehicles. Such owner must then comply with all zoning regulations and State and Municipal laws concerning the operation of a junk yard. Upon failure of the owner to abide by such laws, the City may enter upon said property and impound the automobiles as provided in Sec. 63.70.035. Said property owner may be held liable for any costs incurred by the City plus any criminal sanctions applicable.

CITY OF WRANGELL, ALASKA
Ordinance No. 206

AN ORDINANCE SETTING THE HOURS FOR SALE OF ALCOHOLIC BEVERAGES; PROVIDING A PENALTY FOR VIOLATION THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals Ordinance 170; and all other ordinances or parts of ordinances conflicting herewith are hereby repealed by this ordinance.

Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 06.20.010 through 06.20.020 all inclusive, are hereby adopted as a part of this ordinance and Title 06 of the City of Wrangell Code.

PASSED AND APPROVED: _____ April ~~11~~¹¹, 1967, 1967.

Richard L. Ballou
Mayor

Attest

Queen Hills
Clerk

1st reading March 28, 1967 (TITLE ONLY)

2nd reading April 11, 1967 (Title only)

3rd reading April 11, 1967 (Title only)

Published by Title, April 28, 1967.

CITY OF WRANGELL CODE

TITLE 06. HOURS OF SALE

Chapter	-	Section	
20		Hours of Sale	
		06.20.010	Hours of Sale
		06.20.015	Clearing the Premises
		06.20.020	Penalty

Chapter 20. Hours of Sale

Sec. 06.20.010. Hours of Sale. It shall be unlawful for any beverage dispensary, restaurant, cafe, beer parlor, package liquor store, or other place, situated within the corporate limits of the City of Wrangell, Alaska, where intoxicating liquors of any kind whatsoever are sold or kept for sale or to be served or consumed on the premises, to sell, offer for sale, or permit to be sold, or delivered or served for consumption on the premises, any whiskey, brandy, rum, gin, wine, ale, porter, beer, and any and all other spiritous, vinous, malt and other fermented or distilled liquors intended for human consumption and containing more than 1% alcohol by volume, at any time or times between the lawful opening and closing times which are hereby established as follows:

- (a) Opening Hours. Such establishments and premises shall not be opened prior to 10:00 A.M. of every day in the calendar year except Sundays and election days. On Sundays, the opening hour shall be 2:00 P.M. of said day. On election days no opening is allowed during the hours the polls are open for any general, special, primary or municipal election.
- (b) Closing Hours. Such establishments and premises shall be closed no later than the hours of 2:00 A.M. of every day in the calendar year except when such closing hours would fall on Sundays and legal holidays. The closing hour for nights prior to Sundays and Legal holidays shall be no later than 3:00 A.M. of said Sundays and holidays.

Sec. 06.20.015. Clearing the Premises. Such establishments and premises shall be cleared of customers and patrons no later than 15 minutes after said closing times. No intoxicating liquors shall be sold or dispensed during said 15 minute period.

Sec. 06.20.020. Penalty. Violation of any section of this chapter shall constitute a misdemeanor and shall be punishable as provided in Title 30 of this code.

CITY OF WRANGELL, ALASKA
Ordinance No. 205

AN ORDINANCE PROHIBITING LITTER, IMPROPER DISTRIBUTION
OF HANDBILLS AND IMPROPER POSTING OF NOTICES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals any and all other ordinances or parts of ordinances conflicting herewith.

Sec. 4. Effective date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 42.50.005 through 42.50.060 all inclusive, are hereby adopted as a part of this ordinance and Title 42 of the City of Wrangell Code.

PASSED AND APPROVED: _____ April 11, 1967.

Attest Shirley Hill
Clerk

Richard L. Ballard

1st reading March 28, 1967 (TITLE ONLY)

2nd reading April 11, 1967 (Title only)

3rd reading April 11, 1967 (Title only)

Published by Title, April 28, 1967.

CITY OF WRANGELL CODE

TITLE 42. HEALTH AND SAFETY

Chapter - Section

50. Anti-litter Code

- 42.50.005 Definition
- 42.50.010 Litter in Public Places
- 42.50.015 Sidewalks to be kept free of litter
- 42.50.020 Litter thrown by persons in vehicles
- 42.50.025 Vehicles causing litter
- 42.50.030 Litter on Private Property
- 42.50.035 Responsibility of Owner
- 42.50.040 Distributing Handbills in Public
places
- 42.50.045 Distribution of Handbills at
Private Premises
- 42.50.050 Posting notices prohibited
- 42.50.055 Notice to Abate; Removal by City
- 42.50.060 Posting of Bonds

Chapter 50. Anti-litter Code

Sec. 42.50.005. Definition. Litter is "garbage", "refuse", and "rubbish" as defined herein at §42.40.110 and all other waste material which, if thrown or deposited as herein prohibited, tends to create a danger or nuisance to public health, safety and welfare.

Sec. 42.50.010. Litter in Public Places. No person shall throw, deposit or sweep litter in or upon any street, gutter, sidewalk, body of water or other public place within the City except in authorized private or public receptacles for collection or in disposal areas designated by the City. Persons placing litter in authorized private or public receptacles shall do so in such a manner as to prevent it from being carried or deposited by the elements.

Sec. 42.50.015. Sidewalks to be kept free of litter. Persons owning or occupying property or places of business within the City shall keep the sidewalk in front of their premises free of litter.

Sec. 42.50.020. Litter thrown by persons in vehicles. No person while a driver or passenger in any vehicle in or above the City shall throw or deposit litter, handbills, or any other object upon any street, or other public place within the City or upon private property.

Sec. 42.50.025. Vehicles causing litter. No person shall operate any vehicle within or above the City from which litter falls or is blown or from the tires of which dirt, mud or litter or other foreign substances falls or is deposited.

Sec. 42.50.030. Litter on Private Property. No person shall deposit litter on any occupied or vacant private property within the City whether owned by the person or not except that the owner or person in control of private property may maintain authorized private receptacles for collection.

Sec. 42.50.035. Responsibility of Owner. The owner or person in control of any private property shall at all times maintain the premises free of litter provided, however, that this section shall not prohibit storage of litter in authorized private receptacles for collection.

Sec. 42.50.040. Distributing Handbills in Public Places. No person shall throw or deposit any handbills in or upon any sidewalk, street or other public place within the City or in or upon any vehicle or vacant private premises nor shall any person hand out or distribute or sell any commercial handbill in any public place except it shall not be unlawful

to hand out or distribute without charge any non-commercial handbill to any person willing to accept it.

Sec. 42.50.045. Distribution of Handbills at Private Premises. No person shall distribute any handbill upon private premises if requested by anyone thereupon not to do so or if there is placed on the premises in a conspicuous position a sign indicating that the occupants of the premises do not desire to have their right of privacy disturbed or to have any such handbills left upon their premises without their consent.

(a) If premises is not posted as provided in this section a handbill may be placed therein provided that the handbill is so deposited as to prevent it from being blown about the premises or any other private or public property, and provided that mailboxes may not be so used when prohibited by Federal postal law or regulations.

(b) The provisions of this section shall not apply to the distribution of mail by the United States or to newspapers except that newspapers shall be placed upon private property in such a manner as to prevent their being carried or blown by the elements.

Sec. 42.50.050. Posting notices prohibited. No person shall post or affix any notice, poster or other paper or device calculated to attract the attention of the public, to any lamppost, public utility pole or tree or upon any public structure or building except as may be authorized or required by law.

Sec. 42.50.055. Notice to Abate; Removal by City. The City Engineer or any other employee or agent designated by the City is hereby authorized to notify the owner of property within the City or the owner's agent to dispose properly of litter, located on the owner's property which is or may become offensive, noxious or dangerous to the public health, safety or welfare. The notice shall be by registered mail addressed to the owner at his last known address.

(a) Upon the failure, neglect or refusal of any owner or agent so notified to properly dispose of such litter written notice as herein provided or within ten (10) days after the date of the notice in the event the same is returned to the City Post Office Department because of its inability to make delivery, provided such notice was properly addressed, the City Engineer is hereby authorized and empowered

to pay for the disposing of such litter or to order its disposal by the City.

(b) When the City has effected the removal of such litter or has paid for its removal the actual cost thereof plus accrued interest at the rate of 6% per annum from the date of the completion of the work, if not paid by the owner prior thereto, shall be charged to the owner of the property on the next regular tax bill forwarded to the owner by the City and the charge shall be due and payable by the owner at the time of payment of the bill.

Sec. 42.50.060. Posting of Bonds. The Council may require candidates for political office and other persons responsible for posting notices and distribution of handbills to deposit a cash bond not exceeding One Hundred Dollars (\$100.00) with the City Clerk as a guarantee that such notices will be removed when their purpose has been served and that distribution of such handbills will not violate the other provisions of this chapter.

(a) If the City shall incur any expenses due to such persons failure to promptly remove such notices or to improperly distribute such handbills the expenses shall be deducted from such cash bonds. Any balance remaining after expenses shall be refunded.

(b) The provisions of this section shall not apply to the posting of notices by any Federal, State or local government agency or by licensed attorney posting notices as required by law or court action.

CITY OF WRANGELL, ALASKA
Ordinance No. 204

AN ORDINANCE SETTING FORTH CERTAIN CRIMES AND
THE PENALTIES ATTACHED THERETO.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.


Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals Ordinance 160, Sec. 1, 2, 3, 7, 8 of Ordinance 159, and Ordinance 47; and all other ordinances or parts of ordinances conflicting herewith are hereby repealed by this ordinance.

Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 30.10.010 through 30.10.030 all inclusive, and Sec. 30.20.010 through 30.20.050 all inclusive, are hereby adopted as a part of this ordinance and Title 30 of the City of Wrangell Code.

PASSED AND APPROVED: _____, December 13, _____, 1966.



Mayor

Attest



Clerk

1st. reading - Nov. 8, 1966
2nd. reading - Nov. 8, 1966
3rd. reading - Dec. 13, 1966

Publish - April 14, 1967.

CITY OF WRANGELL CODE

TITLE 30. CRIMES AND PENALTIES

Chapter - Section

10. Penalties

- 30.10.010 Penalty
- 30.10.015 Attempts to Commit a Misdemeanor
- 30.10.020 Aiding in a Misdemeanor
- 30.10.025 Failure to Pay Fines and/or Costs
- 30.10.030 Prisoners to Work

20. Crimes

- 30.20.010 Disorderly Conduct
- 30.20.015 Vagrancy
- 30.20.020 Resisting Arrest
- 30.20.025 Escape from Custody
- 30.20.030 Failure to Assist Peace Officers -
Aiding Persons in Custody
- 30.20.035 Assault and Battery
- 30.20.040 Indecent Exposure
- 30.20.045 Larceny
- 30.20.050 Carrying Concealed Weapons

Chapter 10. Penalties

Sec. 30.10.010. Penalty. Any person who shall violate any ordinance of the City by doing any act prohibited or declared to be unlawful thereby or declared to be an offense or a misdemeanor thereby or who shall fail to do any act required by any such provision shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding \$300.00 or by imprisonment not exceeding thirty (30) days or by both such fine and imprisonment, and costs of prosecution, except in cases where a lesser fine and/or imprisonment is specifically prescribed.

Sec. 30.10.015. Attempts to Commit a Misdemeanor. Any person who attempts to commit a misdemeanor and in such attempt does any act toward the commission of such misdemeanor but fails or is prevented or intercepted in the perpetration thereof is guilty of that misdemeanor and shall be punished in the manner prescribed for the attempted misdemeanor itself.

Sec. 30.10.020. Aiding in a Misdemeanor. Every person who counsels, abets or aids another in the commission of a particular misdemeanor as expressly prescribed by ordinance is guilty of a misdemeanor and is punishable in the same manner as the principal offender.

Sec. 30.10.025. Failure to Pay Fines and/or Costs. When a judgment directs that a defendant who is a natural person pay a fine and/or costs and he fails to do so, he shall be imprisoned in jail or other authorized prison until the fine and/or costs are satisfied at a rate of five dollars per day or, if the prisoner works as directed by the Chief of Police or his authorized representative, at a rate of ten dollars per day.

Sec. 30.10.030. Prisoners to Work. All prisoners confined in jail or other authorized prison, if their health permit, may be compelled to work, by the Chief of Police or his authorized representative, on the public streets, avenues, alleys, parks, or other public premises or property. It shall be the duty of the Chief of Police, subject to the control of the Mayor, and in cooperation with heads of departments concerned, to direct where the work shall be performed. It shall be the duty of the head of the department in charge of the streets, premises, or property on which the work is to be performed, by himself or by his authorized representative, to oversee such work. If a guard is necessary, the Chief of Police shall provide such guard.

Chapter 20. Crimes

Sec. 30.20.010. Disorderly Conduct. It is unlawful for any person while within the corporate limits of the City of Wrangell, Alaska to:

(a). Conduct themselves in a violent, riotous or disorderly manner in any street, house or place whereby the peace or quiet of the City is or may be disturbed;

(b). Use profane, abusive or obscene language in any street, house or place whereby the peace or quiet of the City is or may be disturbed;

(c). Commit any indecent or immoral act;

(d). Be in a drunken condition on any public street, alley, sidewalk, wharf or any public place;

(e). Be in any disorderly house, bawdy house or house of ill-fame;

(f). Engage in window peeping;

(g). Disturb the peace of another or others by violent, unruly or improper conduct or by loud or unusual noise or by unseemly, obscene, offensive or abusive language or to insult another or others by such conduct or language;

(h). Fire or discharge any pistol, gun, rifle or other firearm, provided that such prohibition shall not be applicable to municipal, state and federal law enforcement officers in the performance of their duties or to persons firing such in justifiable defense of himself or others or of property or otherwise in accordance with law or to a person who fires such firearms at authorized firing ranges.

Sec. 30.20.015. Vagrancy. It is unlawful for any able-bodied person having no visible means to maintain himself to:

(a). Live idly without employment;

(b). Loiter or ramble about the street, alleys, or other public places;

(c). Lodge in a car, store, outhouse, shed, stable, in the open air, or any place other than such as is kept for lodging purposes, without the permission of the owner or the party entitled to possession thereof;

(d). Fail to give a good account of himself;

(e). Beg in a public place;

(f). Live in or about a house of ill fame.

Sec. 30.20.020 Resisting Arrest. It is unlawful for any person, knowingly or wilfully to resist, oppose or obstruct any policeman, magistrate or any other officer or employee of the City in the discharge of his official duties or by threats or otherwise to intimidate or attempt to intimidate any such officer or employee in the discharge of his official duties.

Sec. 30.20.025. Escape from Custody. It is unlawful for any person confined in the City jail or other place of confinement by the City, or working upon the streets, or other public places of the City, in pursuance of any judgment, or otherwise held in legal custody by an authority of the City, to escape or attempt to escape from any such jail, prison, or custody

Sec. 30.20.030. Failure to Assist Peace Officers - Aiding Persons in Custody. It is unlawful for any person to refuse to assist any police officer in the discharge of his duties or who shall by any means aid or assist any prisoner or any person in custody upon the charge of the violation of any ordinance of the City in his endeavor to escape from prison or custody, whether such escape is effected or not.

Sec. 30.20.035. Assault and Battery. It is unlawful for any person to commit assault or assault and battery on any other person.

Sec. 30.20.040. Indecent Exposure. It is unlawful for any person to wilfully and lewdly expose his person in a public place or in any other place where there are present other persons who will be offended or annoyed.

Sec. 30.20.045. Larceny. It is unlawful for any person to steal, take or carry away any goods, chattels, or other property belonging to another.

Sec. 30.20.050. Carrying Concealed Weapons. It is unlawful for any person to carry any firearm or any deadly weapon of any kind in a concealed manner within the corporate limits of the City.

CITY OF WRANGELL, ALASKA
Ordinance No. 203

AN ORDINANCE REQUIRING PEDDLERS AND ITINERANT
MERCHANTS TO OBTAIN A LICENSE BEFORE ENGAGING
IN BUSINESS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals Ordinance 55; and all other ordinances or parts of ordinances conflicting herewith are hereby repealed by this ordinance.


Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 21.20.010 through 21.20.035 all inclusive, are hereby adopted as a part of this ordinance and Title 21 of the City of Wrangell Code.

PASSED AND APPROVED: _____, December 13, _____, 1966



Mayor

Attest 

Clerk

1st. reading - Nov. 8, 1966
2nd. reading - Nov. 8, 1966
3rd. reading - Dec. 13, 1966

Publish by Title - April 14, 1967.

Amendment May 9, 1967.

CITY OF WRANGELL CODE

TITLE 21. BUSINESS AND PROFESSIONS

Chapter - Section

- 20. Peddler's and Itinerant Merchant's License
 - 21.20.010 License Required
 - 21.20.015 Who Must Obtain License
 - 21.20.020 License Application
 - 21.20.025 Bond
 - 21.20.030 Issuance of License; Fee
 - 21.20.035 Reductions

Chapter 20. Peddler's and Itinerant Merchant's License

Sec. 21.20.010. License Required. No person shall sell any goods or articles by peddling, hawking or public outcry or in any temporary stand or other place of business within the City nor shall any itinerant merchant be allowed to sell his merchandise without first having obtained a Peddler's and Itinerant Merchant's License.

Sec. 21.20.015. Who Must Obtain License. Any traveling shows, circuses, fortune tellers, palm readers, clairvoyants and all other mediums, and every person canvassing or taking orders for articles of merchandise or selling real estate located outside the State of Alaska shall be required to take out a License as provided herein. If no License had been obtained when the order was taken such merchandise shall not be delivered without first obtaining such license, provided that commercial travelers employed by wholesale houses in selling staple articles of merchandise to merchants of the City shall not be required to take out such License.

Sec. 21.20.020. License Application. Application for a Peddler's and Itinerant Merchant's License shall be made in writing to the City Clerk at least seven (7) days before the applicant shall be authorized to do business within the City. The Application shall state:

- (a). The name and address of the applicant.
- (b). The name and address of the business or corporation the applicant represents.
- (c). The place where the business is to be conducted.
- (d). The nature of the merchandise to be sold.
- (e). The length of time for which the License is desired.
- (f). Any other information that the City Clerk shall find reasonably necessary to effectuate the purpose of this Chapter.

Sec. 21.20.025. Bond. The application shall be accompanied by the sum of \$500.00 in cash or by a bond in the sum of \$500.00 executed by a surety company qualified to do business in the State of Alaska or by two or more qualified sureties who are residents of the City and who are each the owners of unencumbered real property in the value of at least \$1000.00. Such bond

shall be conditioned that all merchandise to be sold by the applicant will be as represented and that the applicant will immediately refund any and all payments made by any purchasers on the purchase price of any merchandise which is not as represented and that any and all cash payments made by purchasers to the applicant for goods which are not delivered as agreed by the applicant shall be refunded to the purchaser upon demand. If cash is deposited in lieu of bond the cash shall be retained by the City Clerk for ninety days after the expiration of the term of the License.

Sec. 21.20.030. Issuance of License; Fee. Upon payment by the applicant of a License fee in the sum of \$5.00 and upon approval by the Clerk of the application and accompanying bond or cash in lieu thereof, the Clerk shall issue the applicant a Peddler's and Itinerant Merchant's License.

Sec. 21.20.035. Reductions. The Common Council shall have the power to reduce the amount of the bond or License fee or to require none at all if in their judgment the circumstances connected with any individual case would warrant a deviation from the provisions of this Chapter.

Ordinance No. 203, AN ORDINANCE REQUIRING PEDDLERS AND ITENERANT MERCHANTS TO OBTAIN A LICENSE BEFORE ENGAGING IN BUSINESS was discussed and Chapter 20, Sec. 21.20.035 was amended to include the statement that all local sales relating to the tourist and newspaper industries would be exempt from the provisions of the Ordinance, as adopted. This was put into the form of a motion by Councilman Hodge, seconded by Councilman Jenkins and by voice vote, passed unanimously.

CITY OF WRANGELL, ALASKA

ORDINANCE NO. 202

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF INTEREST BEARING REVENUE BONDS OF THE CITY OF WRANGELL, ALASKA PURSUANT TO AN ELECTION DULY CALLED AND REGULARLY HELD FOR THE PURPOSE OF CONSTRUCTING A WATER SYSTEM IMPROVEMENT IN AND FOR THE CITY OF WRANGELL; PROVIDING THE TERMS AND FORM THEREOF AND PROVIDING FOR THE PAYMENT OF PRINCIPAL AND INTEREST ON SAID BONDS, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Wrangell, Alaska is a municipal corporation organized and existing under the laws of the State of Alaska with power and authority to acquire, construct, maintain and operate a water supply system for collecting and distributing water for domestic, commercial and fire protection purposes and to issue its negotiable interest bearing revenue bonds and pledge to the payment of such bonds the income from said water system, and

WHEREAS, the Council of the City of Wrangell has heretofore found and determined the necessity, advantage and practicability of making improvements to its water system in and for the City of Wrangell, Alaska, at an estimated cost of \$648.060, including engineering, legal and other related expenses, and financing the cost thereof in part by an issue of negotiable interest bearing revenue bonds payable solely from such part of the revenues of the Wrangell water system as remain after payment of obligations having a priority and of all expenses of operation and maintenance, including taxes thereon or levied against it or assessed in lieu of taxes, and

WHEREAS, the Council of the City heretofore called an election on the question of constructing said improvements and issuing said bonds and the duly qualified voters of the City at said election did, by a majority vote, approve of issuing and selling said revenue bonds in total amount not exceeding \$500,000, there being 183 ballots cast in favor of said proposition and 21 ballots cast against said proposition, and

WHEREAS, it is the desire and intent of the Council of the City of Wrangell to comply with the wishes of the electors in the City, and to make provision in and by this ordinance for the issuance of interest bearing revenue bonds of the City of Wrangell, Alaska, in an amount not exceeding Five Hundred Thousand (\$500,000) Dollars for the purpose of paying part of the cost of constructing said improvements and to provide for the payment of said bonds and interest thereon and to set forth the conditions and restrictions upon which said bonds would be issued and outstanding;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF WRANGELL, ALASKA as follows:

Sec. 1. Classification. This ordinance is not of a general and permanent nature and shall not become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Issuance of Bonds. The City of Wrangell, Alaska shall issue its interest bearing revenue bonds in an amount not to exceed \$500,000.00 in the form hereinafter provided in Sec. 5 providing for the repayment of all principal and interest over a

period of forty years from the date of said bond or bonds. Said bonds shall be payable solely from such part of the revenues of the City of Wrangell water system as remain after the payment of all expenses of operation and maintenance of said water system.

Sec. 3. Bond Provisions. The bond shall be dated January 1, 2007 and shall bear interest at a rate of 3 3/4% per annum, payable on the first day of January of each year until all of said principal and interest shall have been paid in full. The bond shall be subject to redemption prior to maturity at par value, plus accrued interest, in accordance with the redemptive procedures provided in the form of the bond hereinafter set forth in Sec. 5. Both principal and interest shall be payable at the City Hall, City of Wrangell, Alaska, or, at the option of the holder at the National Bank of Alaska, Wrangell Branch, in Wrangell, Alaska. Said bond shall be signed by the Mayor of the City of Wrangell, Alaska, and countersigned by its City Clerk.

Sec. 4. Security for Repayment. The bond hereby authorized, together with interest as aforesaid, shall be payable solely from such part of the revenue of the City of Wrangell water system as remains after payment of obligations having priority and of all expenses of operation and maintenance of the said water system, including any taxes hereafter levied against it or assessments against it made in lieu of taxes. The bond shall not be a general obligation of the City of Wrangell and shall not be a lien on any of the taxable property within the corporate limits of the City of

Wrangell. A sufficient portion of the net revenue is exclusively pledged and shall be set aside, as hereinafter provided, to pay the principal and interest as and when the same shall become due.

Sec. 5. Form of Bond. The said bond shall be in substantially the following form as set forth below and shall be delivered to the Farmers Home Administration as security and as evidence of the debt arising by reason of a loan made by said Administration to the City of Wrangell in a sum not exceeding Five Hundred Thousand (\$500,000) Dollars, with interest at three and three-fourths (3 3/4%) percent per annum.

UNITED STATES OF AMERICA
STATE OF ALASKA

No. 1

\$408,600

CITY OF WRANGELL, ALASKA
WATER SYSTEM REVENUE BOND 1967

KNOW ALL MEN BY THESE PRESENTS: That the City of Wrangell, Alaska, a municipal corporation of the State of Alaska, hereby acknowledges itself indebted and for value received promises to pay to the order of the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture (hereinafter called the "Government"), the principal sum of Four Hundred Eight Thousand Six Hundred and No/100 Dollars (\$408,600), plus interest on the unpaid principal balance at the rate of three and three-fourths percent (3 3/4%) per annum. The said principal and interest shall be payable in the following installments on or before the following dates: \$20,107.00 on the

first day of January, 1969, and \$20,107.00 annually thereafter on the first day of January until the principal and said interest are fully paid, except that the final installment of the entire indebtedness evidenced hereby, if not sooner paid, shall be due and payable on or before January 1, 2007, and further excepting that on January 1, 1968, accrued interest only to that date on the principal sum shall be then paid.

The consideration herefor shall support any agreement modifying the foregoing schedule of payments.

Every payment made on any indebtedness evidenced by this Bond shall be applied first to interest computed to the effective date of the payment and then to principal.

Pre-payments of scheduled installments, or any portion thereof, may be made at any time at the option of the City of Wrangell, Alaska. Refunds and extra payments, as defined in the regulations of the Farmers Home Administration according to the source of funds involved, shall, after payment of interest, be applied to the installments last to become due under this Bond and shall not affect the obligation of the City of Wrangell, Alaska to pay the remaining installments as provided herein.

This Bond shall be registered as to principal and interest in the name of the United States of America in an appropriate book in the office of the Clerk of the City of Wrangell, Alaska, each registration to be noted on the back hereof by said Clerk and no transfer hereof shall be valid unless made on the said book and

similarly noted on the back thereof.

Both the principal and interest shall be paid to the United States of America as such registered holder at the office of the Farmers Home Administration serving the City of Wrangell, Alaska.

Default hereunder shall constitute default under any other instrument evidencing a debt of City of Wrangell, Alaska owing to or insured by the Government or securing or otherwise relating to such a debt; and default under any such other instrument shall constitute default hereunder. Upon any such default the Government at its option may declare all or any part of any such indebtedness immediately due and payable.

This Bond is given as evidence of a loan to City of Wrangell, Alaska made by the Government pursuant to the Consolidated Farmers Home Administration Act of 1961, as amended, and shall be subject to the present regulations of the Farmers Home Administration and to its future regulations not inconsistent with the express provisions hereof.

This Bond is presently the only bond of this issue and comprises a portion of the principal sum of the entire authorized obligation in the amount of Five Hundred Thousand and No/100 (\$500,000) Dollars issued pursuant to the laws of the State of Alaska and an affirmative vote of the duly qualified electors of the City of Wrangell, Alaska, and duly adopted ordinances and resolutions thereof for the purpose of providing funds to pay part of the cost of constructing

water system improvements for the Wrangell water system. An additional bond or bonds may be issued at a later date for the remaining amount of the \$500,000 authorization.

The principal and interest payable on this Bond is payable out of the special fund of the City entitled "Wrangell 1967 Water System Revenue Bond Redemption Fund" created by Ordinance No. _____ of the City. The City of Wrangell has irrevocably covenanted and agreed to set aside and pay into said bond redemption fund, out of the net revenues of the Wrangell water system, amounts sufficient to pay the principal of and interest on the bond of this issue as the same shall become due and payable, and to establish such water system revenues and rates as will enable such payments to be made into said bond redemption fund.

This Bond is exchangeable at the sole expense of the City of Wrangell, Alaska, at any time, upon 90 days notice, at the request of the registered owner hereof and upon surrender of this Bond to the Borrower at the office of the Clerk of the City of Wrangell, Alaska, for negotiable coupon Bonds, payable to bearer registerable as to principal only, of the denomination of Ten Thousand Dollars (\$10,000.00) each, in an aggregate principal amount equal to the unpaid principal amount of this bond, and bearing interest on the unpaid principal balance at the rate of three and three-fourths percent (3 3/4%) per annum.

It is hereby certified and declared that all acts, conditions and things required by the laws of the United States of America

and the State of Alaska, the ordinances and resolutions of the City of Wrangell, Alaska, to be done precedent to and on the issuance of this bond have happened, been done and performed and that the total indebtedness of the City of Wrangell, Alaska, including the obligation under this bond, does not exceed any debt limitation prescribed by the laws of the State of Alaska or the ordinances of the City of Wrangell, Alaska.

IN WITNESS WHEREOF, the City of Wrangell, Alaska, has caused this bond to be signed by its Mayor, to be attested by its Clerk, and the official seal of the City of Wrangell to be impressed hereon, this ____ day of _____, 196__.

CITY OF WRANGELL, ALASKA

By _____
Its Mayor

ATTEST:

City Clerk

CORPORATE SEAL

Sec. 6. Inability to Sell Bonds at Reasonable Rates and Terms. The Council of the City of Wrangell, pursuant to inquiry and advice, has established that it will be unable to issue and sell its bonds at reasonable rates and terms and accordingly the revenue bond which is the subject of this ordinance is hereby issued as security for a loan to be made by the United States of America, acting by and through the Farmers Home Administration,

United States Department of Agriculture, and upon said bond having been paid in full, according to its terms, the said bond to be issued and delivered to the United States under the provisions of this ordinance shall become void and of no further force and effect.

Sec. 7. Use of Proceeds. The proceeds of the loan for which the aforesaid bond is security, shall be applied to the extent necessary on orders of the Council of the City of Wrangell in paying the costs of constructing the water system improvements. Pending expenditure the loan proceeds shall be deposited in a special account as hereinafter provided to be called the "Construction Account".

Sec. 8. Custodian. The Treasurer of the City of Wrangell, Alaska, shall be the custodian of all funds of the Wrangell water system and such funds shall be deposited in the National Bank of Alaska, Wrangell Branch, which is a member of the Federal Deposit Insurance Corporation. Except as otherwise provided herein, withdrawals from said depository shall be made only on order by affirmative vote of the Council of the City upon checks signed by the Treasurer and countersigned by the Mayor or in his absence or inability to act by the Vice Mayor of the City. The said Treasurer is hereby directed to create the following funds and accounts into which the loan proceeds and the revenues and income from the water system shall be deposited, which accounts shall be established and maintained, unless otherwise provided, so long as any of the principal sum and interest thereon on the bond hereby authorized

remain outstanding:

a. Construction Account: The proceeds of the loan shall be deposited in the Construction Account which shall be a supervised bank account. Sums so deposited shall be withdrawn only on checks signed by the City officials named above and countersigned by the County Supervisor of the Farmers Home Administration. The City's share of any liquidated damages and other monies paid by defaulting contractors or their sureties will be deposited in this account to assure completion of construction. The Council may invest such funds in time deposits or in direct obligations of the United States which may be converted into cash at any time and all such investment and income therefrom shall be deposited to this account. When construction of the water system improvements have been completed in accordance with the above mentioned plans on file with the City Clerk, and formally accepted by the City Council, any sum remaining in this account shall be transferred to the Bond Account and the Construction Account shall be closed.

b. Water System Revenue Account: The gross income and revenue from the water system shall be deposited in an account hereby designated as the Water System Revenue Account, and, so long as any of the principal and interest on the bond hereby authorized remains outstanding, money so deposited shall be distributed and used only in the manner and order

as follows:

1) Operation and Maintenance Account: There shall be set aside each month in the Operation and Maintenance Account a sufficient sum in the Water System Revenue Account to pay the reasonable and necessary expenses of operating the water system for the current month.

2) Bond Account: There shall be transferred each month from the Water System Revenue Account, after the transfer of funds has been made to the Operation and Maintenance Account, and deposited in the Bond Account the following amount:

(a) A sum equal to one-twelfth (1/12) of the next succeeding interest installment to become due on the principal sum on the bond then outstanding.

(b) A sum equal to one-twelfth (1/12) of the principal sum to be paid on the next succeeding January, and

(c) A sum at least equal to one-tenth (1/10) of the sum of (a) and (b) to accumulate into a reserve for making payments on bond principal when accumulative deposits as required in subsections (a) and (b) from net revenue shall be insufficient to meet the regular installment of principal and interest. Whenever this reserve shall be depleted

below the required amount, deposits at the same rate will be resumed until the required aggregate in the reserve shall be restored.

If the City for any reason shall fail to make such monthly deposits, then an amount equal to the deficiency shall be set apart and deposited in the Bond Account out of the first net revenue in the ensuing month or months, which amount shall be in addition to the regular monthly deposit required in (a), (b) and (c) above. Whenever there shall accumulate in the Bond Account amounts in excess of the requirements stated above, such excess may be used to pre-pay the loan repayments herein provided.

3) Reserve Account: Out of the balance of income and revenue in the Water System Revenue Account remaining after the transfers required in 1) and 2) above have been made, there shall be set aside and deposited in the Reserve Account the sum of \$100.00 each month until there is accumulated in such fund the sum of \$15,000. The Reserve Account shall be used and disbursed only for the purpose of paying the cost of repairing or replacing any damage to the water system which may be caused by unforeseen catastrophe and of making planned future improvements and extensions of the water system as shown on the map for the project. Whenever disbursements are made from said account, said monthly deposits shall then be resumed until the maximum sums stated above is again accumulated.

4) If, after the transfers required in 1), 2), and 3) above, a surplus is accumulated in the Water System Revenue Account at the close of any fiscal year the surplus shall be transferred and deposited in the Bond Account.

Sec. 9. Consent of Farmers Home Administration Required. That so long as any principal or interest on the bond authorized hereby remains unpaid, the City will not borrow any money from any source or contract or enter into any agreement or incur any liabilities for making capital improvements or extensions to its water system without obtaining the prior written consent of the Farmers Home Administration.

Sec. 10. Consent Required for Organizational Change. The City shall not, unless written permission be first secured from the Farmers Home Administration, cause or permit any voluntary dissolution of its organization; merge or consolidate with any other organizations, dispose of or transfer its title to a part or all of its water system, including rights of way, by sale, mortgage, lease or other encumbrance so long as any bond, principal or interest hereby authorized remains unpaid.

Sec. 11. Maintenance of Accounting Procedures. The City shall revise its books and records relating to the operation of the municipal water system to the extent, if any, required to maintain them according to acceptable accounting standards and cause such books and records to be audited annually by a person qualified to perform audits. Not later than 60 days after the beginning of

each fiscal year the City shall cause to be prepared and filed an annual report consisting of a current financial statement, a complete itemized statement of receipts and expenditures, and a proposed annual budget of current income and expenditures, debt payments and a reserve for the ensuing fiscal year based on monthly requirements. A copy of said annual report shall be mailed to the Farmers Home Administration. All records, books, correspondence, reports and other papers pertaining to the business of the City water system shall be open to inspection as public records, and a complete itemized statement of receipts and expenditures shall be published once in each year in a newspaper of general circulation in the City.

Sec. 12. The City has heretofore passed an ordinance regulating and controlling the operation of its water system and pursuant thereto it has adopted a resolution establishing rates and charges for services rendered by said water system, all of which has been reviewed and approved by Farmers Home Administration. The City covenants and agrees that it will not modify or change said rate structures or modify or change its collection procedures or other provisions and ordinances or said rate resolution without first obtaining the consent of Farmers Home Administration.

Sec. 13. Insurance Coverage. The City agrees to secure and maintain in full force and effect the following specified insurance coverage at all times during the period in which there is any principal and interest outstanding on the bond hereby authorized:

a. Liability insurance with limits of not less than \$50,000 for each accident, \$100,000 for each occurrence and \$20,000 for property damage.

b. A fidelity bond not less than \$40,000 on the position of the City Clerk-Treasurer.

c. Real property insurance in the amount of building costs for equipment and shelter in such sum as shall be approved by the Farmers Home Administration.

Said fidelity bond shall be issued by a corporation licensed to do business in the State of Alaska, covering the position of the City Clerk-Treasurer of the City, conditioned upon the paying over by him of all monies coming into his hands as such Treasurer, the account of which bonds shall be fixed by the City in the aforesaid sum of \$40,000 and the United States of America will be named as an obligee in said fidelity bond.

Sec. 14. Notifications to FHA. The City will promptly notify the Farmers Home Administration of any litigation which may be instituted by or against the City arising out of the operations of the municipal water system during such time or times as there is any principal and interest outstanding on the within bond.

Sec. 15. Severability Clause. If any section, paragraph, clause or provision of this ordinance shall be held invalid, such invalidity shall not affect any remaining provision of this ordinance.

Sec. 16. Authority of Mayor and City Clerk-Treasurer. The Mayor and the City of Wrangell and its City Clerk-Treasurer are

hereby authorized to enter into such other agreements and execute and deliver unto the Farmers Home Administration and/or to the holder of the within bond any and all written instruments as may be required and necessary for the delivery of the within bond.

Sec. 17. Contract. The provisions of this ordinance shall constitute a contract between the City of Wrangell, Alaska and the holder of the bond hereby authorized, and between said City and the government and after the issuance of any bond hereunder no change or alteration of any kind in the provisions of this ordinance may be made without first obtaining the prior written consent of the holder and the government until all of the bonds have been paid in full as to principal and interest.

Sec. 18. The execution and delivery by the Mayor and the City Clerk of the City to the Farmers Home Administration of the following agreements entitled "Equal Opportunity Agreement, FHA Form 400-1," and the Non-discrimination Agreement, FHA Form 400-4, is hereby ratified and confirmed and said Mayor and City Clerk are hereby further authorized and directed to execute, for and on behalf of the City of Wrangell, an equal opportunity clause, Form FHA 100.

Sec. 19. Emergency. The water system improvement constitutes a necessity for the preservation of the public health and safety. The enactment of this ordinance at a prior date was prevented by physical conditions now solved and immediate enactment is now

necessary to further the progress of the needed improvements.

PASSED and APPROVED this 7th day of MARCH,
1967.

CITY OF WRANGELL, ALASKA

By Richard L. Ballant
Its Mayor

ATTEST:

Simian Hills
City Clerk

Passed: 1st Reading: MARCH 7, 1967

2nd Reading: MARCH 7, 1967

3rd Reading: MARCH 7, 1967

Publish by Title - April 14, 1967.

CITY OF WRANGELL, ALASKA
Ordinance No. 201

AN ORDINANCE LISTING ACTS TO BE BY ORDINANCE;
SETTING THE MANNER AND FORM OF ADOPTION AND
REPEAL OF CODE AND NON CODE ORDINANCES AND
EMERGENCY ORDINANCES; PROVIDING FOR CERTAIN
ACTS BY RESOLUTION; AND PROVIDING FOR ORDINANCE
CODIFICATION.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL,
ALASKA:

Sec. 1. Classification. This ordinance is of a
general and permanent nature and the code sections
adopted hereby shall become a part of the Code of the
city of Wrangell, Alaska.

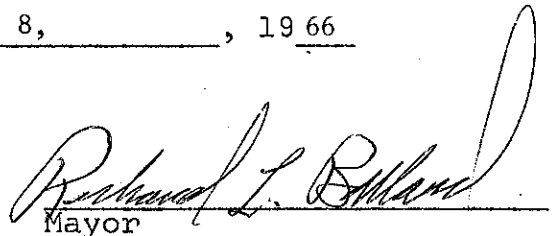
Sec. 2. Severability. If any provision of this
ordinance or any application thereof to any person or
circumstance is held invalid, the remainder of this
ordinance and the application to other persons or
circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be
published as provided in the city ordinances and shall
be effective one month after final passage and publication.

Sec. 4. Repealer Clause. All ordinances or parts
of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following
annexed sections bearing code number sections 27.20.010
through 27.20.092, are hereby adopted as parts of this
ordinance and Title of the Code of Ordinances of the
City of Wrangell, Alaska.

PASSED AND APPROVED November 8, , 1966


Mayor

ATTEST 
Clerk

1st. reading - June 14, 1966
2nd. reading - June 14, 1966
3rd. reading - Nov. 8, 1966

Publish by Title - Apr. 14, 1967.

CITY OF WRANGELL CODE

TITLE 27. COUNCIL

Chapter - Section

20. Ordinances

27.20.010	Acts which shall be by ordinance
27.20.020	Emergency ordinances
27.20.030	Introduction
27.20.040	Number of readings
27.20.045	Vote required
27.20.050	Effective date
27.20.055	Publication
27.20.060	Number
27.20.065	Form of ordinances
27.20.070	Code ordinances
27.20.075	Non-Code ordinances
27.20.080	Adoption by reference
27.20.085	Resolutions
27.20.090	Codification
27.20.092	Repeal of ordinances

Chapter 20. Ordinances

Sec. 27.20.010. Acts which shall be by ordinance. Formal acts of the council intended to regulate any of the affairs of the city of Wrangell may be enacted by ordinance. Those acts of the council may be by ordinance which:

1. Establish, alter or abolish any city department.
2. Fix the compensation of members of the council.
3. Provide for a fine or other penalty or establish a rule or regulation for violation of which a fine or other penalty is imposed.
4. Levy Taxes.
5. Make supplemental appropriations or transfer appropriations.
6. Grant, renew or extend a franchise.
7. Regulate the rate charged for its services by any public utility.
8. Authorize the borrowing of money within such limits as will not create a greater indebtedness or liability of any kind in any year than the current revenue of the city of that year (AS 29.10.204).
9. Purchase lands or convey or lease any lands of the city, and the ordinance shall specify the terms of the purchase, conveyance or lease.
10. Adopt or modify the official map, platting or subdivision controls or regulations, or the zoning plan.
11. Such additional acts of the council as provisions of law require to be by ordinance.

Sec. 27.20.020. Emergency ordinances. An emergency ordinance is an ordinance which in the judgment of the council is necessary for the immediate preservation of the public peace, health or safety and must become effective prior to the time when an ordinance of non-emergency nature would become effective. Every such ordinance shall contain as a part of its title the words "and declaring an emergency". A separate section, herein called the emergency section, shall declare the nature and existence of the emergency. An affirmative vote of at least five members of the council shall be required for the final passage of an emergency ordinance, which vote shall be by yeas and nays and shall be entered in the journal. (Charter 2-14)

Sec. 27.20.030. Introduction. An ordinance meeting the requirements of this chapter may be introduced by any member or committee of the council or by the Mayor at any regular or special meeting of the council. Upon introduction of any ordinance sufficient copies shall be furnished to the clerk in order for him to distribute immediately at

least one copy each to the council members and to the Mayor. At any council meeting at which the ordinance is considered, copies of the ordinance shall be distributed to all persons present who request them, or in the alternative the ordinance shall be read in full. All persons interested shall have an opportunity to be heard. The council shall then consider the ordinance and may adopt it with or without amendment or reject it.

Sec. 27.20.040. Number of Readings. Introduction is first reading by title. The council may then by affirmative vote move the ordinance into second reading. After being read for the second time by title it may be amended. Only amendments submitted in writing to the clerk and read may be acted upon. A majority vote is required to move the ordinance into third reading. When read by title for the third time the ordinance may be considered for passage. After being moved into third reading a majority vote is required to move the ordinance back to second reading before any further amendments may be considered.

Sec. 27.20.045. Vote required. A vote of a majority of the councilmen is required on any ordinance question. The Mayor shall not vote except in the case of a tie vote. The Mayor has no power of veto. (AS 29.10.063; Charter 2-13)

Sec. 27.20.050. Effective date. Emergency ordinances and ordinances making, repealing, transferring, or otherwise changing appropriations shall be effective immediately upon passage, unless specifying a later date. All other ordinances shall become effective 30 days after passage and publication unless a later effective date is specified. (Charter 2-13).

Sec. 27.20.055. Publication. Within 10 days after passage every ordinance shall be published in full or by number and title.

Sec. 27.20.060. Number. Immediately upon passage each ordinance shall be assigned the next consecutive number indicating the total number of ordinances passed.

Sec. 27.20.065. Form of Ordinances. All ordinances to be eligible for introduction shall be in the following form and contain and conform to the following requirements:

- a. Heading. "City of Wrangell, Alaska".
- b. Number Provisions. "Ordinance No. _____".
- c. Title. A descriptive title, including reference to penalties if imposed by the ordinance,
- d. Premises. Whereas clauses may be necessary to describe the reasons for the proposed ordinance.
- e. Enacting Clause. The enacting clause of all ordinances passed by the council shall be: "BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA" and all ordinances proposed by the voters under their power of initiative "BE IT ORDAINED BY THE PEOPLE OF THE CITY OF WRANGELL, ALASKA".
- f. Classification. Section 1 of each ordinance shall classify the contents of the ordinance as between those of a general and permanent nature intended to be filed as a part of the city code, and contents of a less permanent or less general interest not intended as a part of the code.

If of a permanent nature the section shall read:

"Sec. 1. This ordinance is of a general and permanent nature and the code sections adopted hereby shall become part of the city code."

Ordinances authorizing the conveyance of property, salary ordinances, appropriation ordinances, and for the annual levy of general taxes are examples of ordinances of temporary nature.

Sec. 27.20.070. Code Ordinances. a. Ordinances classified and intended for code filing shall also contain on the first page, and subsequent pages if necessary, additional sections containing the formal parts of the ordinances not necessary for filing in the code, as follows:

- Sec. 1. Classification.
- Sec. 2. Severability Clause.
- Sec. 3. Penalty Clause.
- Sec. 4. Effective Date.
- Sec. 5. Repealer Clause.

The last clause shall read as follows:

"Sec. 6. The following annexed sections, bearing code number sections _____ are hereby adopted as parts of this ordinance and Title _____ of the Code of Ordinances of the City of Wrangell, Alaska."

b. Code Sections. The text of the ordinance shall be arranged in sections bearing the appropriate section number indicating the code title, the code chapter and the code section. In the event of the ordinance being prepared by a

person unfamiliar with the code classification each section shall be headed as follows: "Sec. ____ . ____ . ____ .", thereby reserving spaces for two title number, two chapter numbers and three section numbers.

c. Page Headings. All pages intended for code filing shall bear the heading in the center of the page at the top "City of Wrangell Code" and at top left seven digits designating the title, chapter and section containing the text, appearing on the top line of the page, and at top right the seven digits designating the title, chapter and section containing the text appearing on the last line of the page.

d. Paper. All ordinances shall be submitted on clear white paper 8 1/2 inches by 11 inches.

e. Margins. Left margin 2 inches, right margin 1 inch, top 1 inch, bottom 1 inch.

f. Type or printing. All ordinances shall be submitted typed in black pica type or equivalent size, or printed equivalent single spaced on one side only in a manner and form suitable for photocopy or other means of duplication for permanent filing as required by law and ordinance.

g. Signatures. Appropriate places on the first page shall be provided for the signatures of the Mayor and Clerk.

h. Number of copies. All ordinances shall be submitted in at least 12 copies.

Sec. 27.20.075. Non-Code Ordinances. a. Ordinances of less than general and permanent nature and not intended to become a part of the code shall conform to the requirements of subsections a, b, c, d, e, f of Sec. 065 of this chapter and to subsections d, e, f and h of Sec. 070 of this chapter.

b. Section 1 shall classify the contents as non-code. Subsequent sections shall contain the appropriate text and provision for date of passage and signature.

Sec. 27.20.080. Adoption by Reference. The council by ordinance may adopt by reference codes, ordinances, standards and regulations, and amendments thereto, relating to building, plumbing, electrical installations, milk and milk products and other matters which it has power to regulate otherwise. Such code ordinance standard or regulation so adopted need not be enrolled in the book of ordinances, but at least 10 copies of the code shall be filed in the office of the City Clerk and be kept available for public use, inspection and examination for a period of 15 days before adoption of the ordinance which incorporates the code by reference. After its adoption the code shall be kept available for public use, inspection and examination so long as it remains in force. Nothing contained in

this ordinance relieves the city from the requirement of publishing in full the ordinance which adopts a code or amended code of technical regulations, nor may the city adopt penalties by reference (AS 29.45.010-050).

Sec. 27.20.085. Resolutions. Formal acts by the council not required by law to be enacted by ordinance (such as rates and public utilities) and not being acts of a general and permanent nature which should become part of the code may be adopted by resolution bearing 1) the heading City of Wrangell; 2) space for the serial number to be assigned "Resolution Serial No. ___"; 3) a short and concise title descriptive of the subject and purpose; 4) short premises or whereas clauses descriptive of the reasons for the resolution if necessary; 5) resolving clause "BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA" and 6) provision for signature after the text "Adopted _____ (date) _____" and designated lines for the signatures of the Mayor and Clerk. All resolutions adopted by the council, whether at the instance of and presented by third parties or on the motion of and instance of the council, shall conform to that set forth in a. above and shall be on white 8 1/2 x 11 inch paper with 1 1/2 inch left margin suitable for permanent filing.

Sec. 27.20.090. Codification. The ordinances of the city shall be codified and published in a book or pamphlet form at least every 10 years unless the council by use of a loose leaf system provides for keeping the code up-to-date as herein provided. Titles, enacting clauses and emergency sections may be omitted from the code and temporary and special ordinances and parts of ordinances may be omitted. Ordinances and parts of ordinances which are to be repealed by the code shall be omitted from the code. The ordinances and parts of ordinances included in the code may be revised, rearranged and reorganized and the code may contain new matter, provisions of the state constitution and law applicable to the city and its charter. The council by non-emergency ordinance shall adopt the code. One or more copies of the code shall be filed and kept in the office of the City Clerk after adoption; but the code need not be enrolled in the book of ordinances.

Sec. 27.20.092. Repeal of Ordinances. Ordinances and parts of ordinances shall be specifically repealed by ordinance number or by section if only amended or partially repealed.

CITY OF WRANGELL, ALASKA
Ordinance No. 200

AN ORDINANCE SETTING POWERS AND DUTIES FOR THE
SANITATION DEPARTMENT: PROVIDING FOR THE
COLLECTION AND DISPOSAL OF REFUSE: PROVIDING A
PENALTY FOR VIOLATION THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals Sec. IIIA of Ordinance 129, and Ordinance 148; and all other ordinances or parts of ordinances conflicting herewith are hereby repealed by this ordinance.

Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 42.40.010 through 42.40.110 all inclusive, are hereby adopted as a part of this ordinance and Title 42 of the City of Wrangell Code.

PASSED AND APPROVED: _____, December 13, _____, 1966.



Mayor

Attest



Clerk

1st. reading - June 14, 1966.
2nd. reading - June 14, 1966.
3rd. reading - Dec. 13, 1966.

Publish by Title - April 14, 1967

CITY OF WRANGELL CODE

TITLE 42. HEALTH AND SAFETY

Chapter - Section

40. Refuse Code
42.40.010 Refuse containers to be used
42.40.020 Providing and maintaining refuse
containers
42.40.030 Location of containers
42.40.040 Disposal of refuse. Prohibitions
42.40.050 Sanitation Department
42.40.060 Refuse collection fees
42.40.070 Time of collections
42.40.080 Notification for collection
42.40.090 Disposal of refuse
42.40.100 Violations
42.40.110 Definitions

Chapter 40. Refuse Code

Sec. 42.40.010. Refuse Containers to be Used. All refuse created or accumulated shall be deposited in containers of a type approved by the Sanitation Department of the City, and shall be water-tight and pest-proof and equipped with tight-fitting covers. Each container shall have a capacity of not less than five gallons and not more than 55 gallons, and shall be kept neat and sanitary at all times. Each container shall not exceed 60 lbs. gross weight when full. Bulky rubbish may be bound, and such bundles shall not exceed 50 lbs. in weight.

Sec. 42.40.020. Providing and Maintaining Refuse Containers. Every person in possession, charge or control of any place where refuse is created or accumulated shall provide sufficient number of containers to accommodate all refuse accumulated between successive collections. The owner of any multiple dwelling shall furnish or require his tenants to furnish proper garbage containers. Refuse containers furnished by the tenants located at multiple dwellings shall be marked so as to indicate the apartment to which they belong. Each container shall be kept closed except when it becomes necessary to deposit or to remove refuse. Each container shall be kept clean and upright so as not to create an odor nuisance or endanger public health or safety.

Sec. 42.40.030. Location of Containers. No person shall place refuse or refuse containers, other than those of the City of Wrangell, on the traveled right of way of any public street or alley, provided that such containers may be placed on the untraveled edge of a public right of way at specified times and places when such location is necessary for expeditious collection of refuse.

Sec. 42.40.040. Disposal of Refuse. Prohibitions. It shall be unlawful for any person to deposit refuse which may be offensive, noxious or dangerous to the public health on any private property, public ground, alley, street or area way or on any other public place within the city limits where it may become dangerous or offensive to the public health.

Outside burning of rubbish or other combustible materials shall be restricted to authorization or special permit of the fire chief. Nothing herein contained shall be construed to prevent a person from removing rubbish from his private property and transporting it to an approved disposal area, provided that all city regulations relating to the use of the disposal area are complied with.

Sec. 42.40.050. Sanitation Department. The Sanitation Department shall collect and dispose of refuse accumulated and make occasional inspections for compliance with this ordinance. It shall acquire such equipment and hire such employees as may be necessary to fulfill effectively its duties. No person shall operate any other public refuse collection system without permission of the council.

Sec. 42.40.060. Refuse Collection Fees. The council of the City may set by resolution, and alter from time to time, refuse collection fees. Occupants or persons in charge, possession or control of any place within the City of Wrangell where refuse is created or accumulated shall pay the refuse collection fees for the collection service,

Sec. 42.40.070. Time of Collections. Refuse shall be collected at such frequent intervals as to prevent health or fire hazards or unsightly conditions; provided that collections shall be made not less than once a week from each residence, shop, store or other establishment, and not less than twice a week from restaurants, boarding houses or other places where conditions require more frequent collections. The council may set and alter by resolution the intervals between collections.

Sec. 42.40.080. Notification for Collection. All occupants, persons in possession, charge or control of premises and places in or upon which refuse is created or accumulated shall notify the authorized garbage collection service of the City that collection of refuse from such place is required.

Sec. 42.40.090. Disposal of Refuse. The Sanitation Department shall dispose of refuse by conveying it to a garbage dump or other places designated by the council. Such garbage dump shall be kept in as sanitary condition as circumstances permit, using every reasonable means to destroy or cover the refuse and prevent it from becoming a refuge or breeding place for rats or other pests, or otherwise endangering public health and safety.

Sec. 42.40.100. Violations. Any person keeping refuse in containers other than authorized by this chapter, or who keeps upon any premises in the City refuse which is offensive, or who fails to perform any act required by this chapter, shall have committed a violation which upon conviction is punishable by fine or imprisonment, or both, under the criminal ordinances of the City. A separate offense shall be deemed committed upon each day during or on which a violation occurs or continues,

Sec. 42.40.110. Definitions. The following words when used in this chapter shall have the meanings respectfully ascribed to them:

1. Garbage shall include all refuse accumulations of animal, fruit or vegetable matter that attend the preparation, use, cooking, dealing in or storage of meat, fish, fowl, vegetables or fruits and containers originally used for such foodstuffs.

2. Refuse shall mean garbage, or rubbish or both.

3. Rubbish shall mean non-putrescible solid wastes, such as waste paper, cardboard, wood, tin cans, glass, bottles, yard cookings, tree limbs, bedding, metals, trash, sweepings and all other similar substances which may become nuisances from all public and private establishments and residences. Rocks, dirt, car bodies and scrap iron are excluded.

CITY OF WRANGELL, ALASKA
Ordinance No. 198

AN ORDINANCE REPEALING CERTAIN ORDINANCES OF THE CITY OF WRANGELL, ALASKA WHICH ARE OBSOLETE, IN CONFLICT WITH OTHER ORDINANCES, HAVE BEEN REPEALED BY IMPLICATION IN WHOLE OR IN PART, ARE LAPSED AS TO EFFECT, AND WHICH SHOULD THEREFORE BE REPEALED.

WHEREAS 113 ordinances and three resolutions of the City of Wrangell, Alaska, are (1) obsolete, (2) in conflict with other ordinances, (3) have been repealed by implication in whole or in part, (4) are lapsed as to effect, such as old franchise, salary and utility rate ordinances, annual property tax levies and bond issue ordinances where the debt has been paid or cancelled,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Section 1. The following ordinances of the City of Wrangell, Alaska, are hereby repealed in their entirety: Ordinance Nos. 2, 3, 4, 6, 7, 8, 10, 11, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 34, 35, 36, 37, 38, 39, 41, 42, 43, 44, 45, 48, 49, 52, 53, 56, 57, 58, 62, 66, 67, 69, 70, 71, 72, 73, 75, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 92, 96, 98, 99, 100, 101, 102, 103, 104, 105, 106, 108, 109, 110, 111, 111-A, 112, 113, 118, 121, 125, 127, 130, 132, 133, 134, 135, 136, 137, 139, 141, 143, 145, 146, 147, 149, 153, 154-A, 155, 157, 161, 164, 166, 168, 172, 174, 175, 177.

Section 2. The following resolutions of the City of Wrangell, Alaska, are hereby repealed in their entirety: Resolution Nos. 119, 122, 123.

Section 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

PASSED AND APPROVED AT November 8, 1966


Mayor

Attest 
Clerk

1st. reading - June 14, 1966
2nd. reading - June 14, 1966
3rd. reading - Nov. 8, 1966

Publish by Title - April 14, 1967.

CITY OF WRANGELL, ALASKA
Ordinance No. 199

AN ORDINANCE SETTING TWO YEAR TERMS FOR MAYOR,
AND THREE YEAR TERMS FOR COUNCILMEN; FIXING
TIME AND MANNER OF HOLDING ELECTIONS; PRE-
SCRIBING QUALIFICATIONS FOR CANDIDATES AND
ELECTORS; PRESCRIBING THE FORM OF BALLOTS
AND THE METHOD AND MANNER OF CASTING BALLOTS;
PROVIDING FOR PERMANENT REGISTRATION OF VOTERS;
PROVIDING FOR ABSENTEE VOTING; PROVIDING FOR
CANVASSING THE RETURNS; DEFINING ELECTION
OFFENSES, AND PROVIDING PENALTIES THEREFOR.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL,
ALASKA:

Sec. 1. Classification. This ordinance is of
a general and permanent nature and the code sections
adopted hereby shall become a part of the Code of the
City of Wrangell, Alaska.

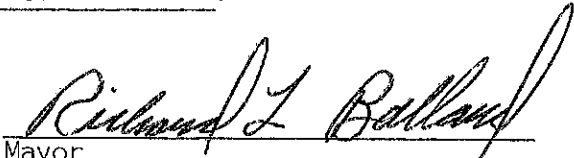
Sec. 2. Severability. If any provision of this
ordinance or any application thereof to any person or
circumstance is held invalid, the remainder of this
ordinance and the application to other persons or
circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be
published as provided in the city ordinances and shall
be effective one month after final passage and publica-
tion.

Sec. 4. Conflicting Ordinances. Ordinances 77,
131, 142, 154, 154A and all other ordinances or parts
of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following
annexed sections, bearing code number section 36.10.010
through 36.65.010 are hereby adopted as a part of this
ordinance and Title 36 of the Code of Ordinances of
the City of WRangell, Alaska.

PASSED AND APPROVED August 8, 1967.



Mayor

ATTEST:



Clerk

1st reading . . . June 14, 1966
2nd reading . . . June 14, 1966
3rd reading . . . Aug. 8, 1967

Published Sept. 15, 1967

CITY OF WRANGELL CODE

TITLE 36. ELECTIONS

Chapter - Section

10. Registration

- 36.10.010 Registration
- 36.10.020 Qualifications
- 36.10.030 Time of registration
- 36.10.040 Registration officers
- 36.10.050 Registration interrogation
- 36.10.060 Registration oath
- 36.10.070 Duration of registration
- 36.10.085 Disqualifications of voters

15. General Elections

- 36.15.010 Time of election
- 36.15.020 Notice of election
- 36.15.030 Subjects of elections

16. Special Elections

- 36.16.010 Time of elections
- 36.16.020 Calling of elections
- 36.16.025 Date of election
- 36.16.030 Notice of special election
- 36.16.035 Qualifications of voters
- 36.16.040 Special qualifications for bond proposition

20. Candidates

- 36.20.010 Candidates' qualifications
- 36.20.040 Filing for office
- 36.20.045 Declaration of candidacy

30. Voting Procedures

- 36.30.010 Election judges
- 36.30.020 Judges' oath
- 36.30.030 Inspector
- 36.30.040 Ballots
- 36.30.050 Polling places
- 36.30.060 Election hours
- 36.30.070 Voting
- 36.30.080 Election booth
- 36.30.090 Replacement ballots
- 36.30.100 Assistance in voting
- 36.30.110 Rejected ballots
- 36.30.120 Challenging an elector
- 36.30.130 Closing polling place

Chapter - Section

- 35. Absentee Voting
 - 36.35.010 Absentee elector
 - 36.35.020 Absentee registration
 - 36.35.030 Absentee ballot
 - 36.35.040 Rejecting absentee ballots
 - 36.35.050 Challenging absentee elector

- 40. Canvassing Returns
 - 36.40.010 Counting ballots
 - 36.40.020 Tallies
 - 36.40.030 Disqualified ballots
 - 36.40.040 Delivery of ballots
 - 36.40.045 Canvass of returns
 - 36.40.047 Custody and destruction of ballots
 - 36.40.050 Contest of election
 - 36.40.060 Tie election
 - 36.40.070 Canvass report; certificates of election

- 45. Election Offenses; Corrupt Practices
 - 36.45.010 Election offenses, corrupt practices
 - 36.45.020 Corrupt practices - penalties

- 50. Officers
 - 36.50.010 Oath of office
 - 36.50.020 Failure to take oath of office
 - 36.50.030 Running of term of office
 - 36.50.040 Vacancies on council

- 60. Expenses
 - 36.60.010 Expenses

- 65. Scope of Election Code
 - 36.65.010 Scope of election code

Chapter 10. Registration

Sec. 36.10.010. Registration. All persons before voting at any annual or special election in the City of Wrangell, Alaska, must register or have been registered as provided in this chapter (Const., Art. V, Sec. 1).

Sec. 36.10.020. Qualifications. Each registrant and voter shall be (1) a citizen of the United States, (2) at least 19 years of age, (3) a resident of Alaska for at least one year, immediately preceding the election, (4) a resident of the City for at least thirty days immediately preceding the election, and (5) have an ability to read or speak the English language unless prevented by physical disability, or who legally voted in the general election of November 4, 1924.

(Note: For special qualifications for special elections see appropriate section heading for such qualifications.)

Sec. 36.10.030. Time of Registration. Registration of voters shall be performed at the polling places before voting on every election day, either for regular or special elections. In the event of unregistered voters desiring absentee ballots, registration shall be performed at City Hall within 30 days preceding any general election, or within the period of notice for a special election.

Sec. 36.10.040. Registration Officers. Judges of election shall be the registration officers of the City for registration of voters at voting places and shall personally perform such registration or supervise the performance of registration when performed by an assistant. The City Clerk shall perform registration of voters at City Hall as provided in Sec. 030 of this chapter.

Sec. 36.10.050. Registration Interrogation. The registration officer shall administer to each person applying for registration the following oath or affirmation: "You do solemnly swear (or affirm) that you will fully and truly answer such questions as may be asked questioning your qualifications as a voter under the ordinance of the City of Wrangell, Alaska". Having administered the oath as above mentioned it shall be the duty of the registration officer to interrogate the applicant for registration concerning his qualifications as a voter, requiring him to state his full name; whether he will be 19 years of age on the day of the next election; place of birth; block and lot number if a property owner; whether a native born or naturalized citizen; if naturalized, the place and date of naturalization relied upon and the name of the court in which it took place; the period of residence in the State of Alaska; and the period of residence in the City, and enter the answers on the registration card.

Sec. 36.10.060. Registration Oath. If it shall appear to the registration officer that the applicant is a qualified voter of the City, he shall require the applicant to sign an oath on the registration card, which oath should be in the following form: "I, the undersigned, do solemnly swear that the foregoing facts touching my qualifications as a voter, entered in my presence by the registration officer, are true: and the registration officer shall sign and date such card in verification of the fact that the same was signed and sworn to before him in the following form: "SUBSCRIBED and SWORN to before me this _____ day of _____, 19____. _____ Signed Registration Officer _____". Otherwise he shall refuse to register the applicant nor permit him to vote.

Sec. 36.10.070. Duration of Registration. Such registration shall be permanent and shall entitle the elector to vote at any general or special election held thereafter at which the elector is then qualified to vote.

Sec. 36.10.085. Disqualifications of Voters. No person may vote who has been convicted of a felony involving moral turpitude unless his civil rights have been restored. No person may vote who has been judicially determined to be of unsound mind unless the disability has been removed. (Const., Art. V, Sec. 1)

Chapter 15. General Elections

Sec. 36.15.010. Time of Election. There shall be a general annual election in the City of Wrangell, Alaska on the first Tuesday in the month of October in each year for the election of two members of the council for three year terms, for the election of a mayor for a two year term, and a member of the school board for a ~~five~~ ^{three} year term. (AS 29.10.030; Charter 10-i)

Sec. 36.15.020. Notice of Election. Twenty days before any annual election the City Clerk shall post and publish, or cause to be posted and published, at least once, notices thereof, in three conspicuous places within the city limits of the City of Wrangell, Alaska, which said notices may be substantially in the following form:

NOTICE OF GENERAL ELECTION

NOTICE IS HEREBY GIVEN that on the _____ day of October, 19__, there will be held in the City of Wrangell, Alaska, an election for the purpose of (here insert officers to be elected or proposition to be voted upon).

The polls for said election will be open at 8:00 a.m. on the said day and will close at 8:00 p.m. on the same day. All qualified voters of the City of Wrangell, Alaska, who have been registered as provided by ordinance will be entitled to vote at said election.

Persons entitled to register shall be (1) a citizen of the United States, (2) at least 19 years of age, (3) a resident of Alaska for at least one year, immediately preceding the election, (4) a resident of the City for at least thirty days immediately preceding the election, and (5) have an ability ^{UNLESS} to read or speak the English language/prevented by physical disability, or who legally voted in the general election of November 4, 1924.

Dated this _____ day of _____, 19__.

City Clerk

Sec. 36.15.030. Subjects of Elections. At any general election the voters shall vote upon the election of officers to fill vacancies, and in addition upon any question or proposition which may be submitted by the council by resolution or ordinance for ratification by the voters or for an expression of opinion by them. (AS 29.10.054; AS 29.10.060)

Chapter 16. Special Elections

Sec. 36.16.010. Time of Elections. There may be special elections called by the council in its discretion at any time or times subject only to the requirements of notice and the applicable laws and ordinances governing the subject of the proposition or question submitted at that election.

Sec. 36.16.020. Calling of Elections. The council may, by resolution or ordinance, call a special election, or by resolution authorize the mayor to call a special election by proclamation. (Charter 10-9)

Sec. 36.16.025. Date of Election. The resolution, ordinance or proclamation calling a special election shall fix the date of the election. If a charter amendment or ordinance is to be submitted to the voters for approval or enactment through initiative then the date must be set to allow publication of the notice of election and the amendment or ordinance in full at least once for not less than two weeks prior to the date of the election, except in the case of a referred ordinance previously published in full after passage. Other propositions may be submitted upon ten days notice to the voters provided the date is set to allow for posting and publication of the notice describing the proposition at least ten days before the date of election.

Sec. 36.16.030. Notice of Special Election. Notice shall be given by both publication and posting as in the case of general elections, except that ten days notice by publication and posting is sufficient when a charter amendment or an ordinance is not a proposition to be voted upon.

Sec. 36.16.035. Qualifications of Voters. Each voter must have the qualifications set forth in Sec. 010 of Chapter 10 of this title, excepting for the additional qualification required to vote on a bond election proposition submitted at the time of either a general or special election.

Sec. 36.16.040. Special Qualifications for Bond Propositions. Every person voting upon a bond issue submitted in either a general or special election shall, in addition to the other qualifications for voters set forth in this title, be enrolled as a taxpayer of real property taxed upon the last tax roll of the city. (Const., Art. V, Sec. 1)

Chapter 20. Candidates

Sec. 36.20.010. Candidates' Qualifications. Only qualified voters of the city who, at the time of their election or choice to fill a vacancy, are at least 21 years old and have resided within the city at least three years, shall be qualified for the offices of mayor and councilmen. No councilman may hold any office or position in the city government by appointment by the mayor. If the mayor or any other councilman ceases to be a resident of this city, he shall thereupon cease to hold office.

Sec. 36.20.040. Filing for Office. Any qualified person may have his name placed on the ballot for the election as a candidate for mayor or councilman by filing, not more than one month and at least seven days prior to the election, with the City Clerk, a sworn declaration of his candidacy, and a petition signed by at least twenty qualified voters of the city; provided that the petition may be circulated and may be filed by the candidate himself or by one or more qualified voters of the city other than the candidate. (AS 29.10.036; Charter 10-3).

Sec. 36.20.045. Declaration of Candidacy. The declaration shall be in substantially the following form:

DECLARATION OF CANDIDACY

I, _____ (Name) _____, declare that I reside at _____ (Address) _____, in the city of _____, Alaska; that I have been a resident of Alaska for at least ~~two~~^{three} years next preceding the date of this declaration; that I have been a resident of the city of _____ for at least ~~one~~^{three} years next preceding the date of this declaration; that I am a citizen of the United States, a qualified voter of the city of _____, and that I can read and write the English language.

I declare myself a candidate for the office of _____ for a term of _____ years, commencing _____ and ending _____; and request that my name be printed upon the official ballot for the city election to be held in the city of _____, Alaska on the day of _____ in the year _____.

(Signature of Candidate)

Subscribed and sworn to before me this
day of _____ in the year _____.

(AS 29.10.039)

(Notary Public)

Chapter 30. Voting Procedures

Sec. 36.30.010. Election Officials. It shall be the duty of the City Clerk before the date of election to appoint from the qualified electors of the city five judges of election for each polling place who shall constitute the Board of Election, and who shall enter on separate polling lists the name of each elector whose ballot has been received, numbering each name as it is taken down, and also performing registration of electors as required by Chapter 10 of the Title. One of the officials shall be designated as inspector of elections and the others clerks of election.

Sec. 36.30.020. Judges' Oath. The judges of election aforesaid shall severally take and subscribe the oath or affirmation as hereinafter directed which shall be administered by the city clerk or in his absence by the mayor or any member of the council, or by an officer having the power to administer oaths, which said oath or affirmation may be substantially in the following form:

"I do solemnly swear that I will duly attend at the ensuing election during the continuance thereof; that I will not receive any tickets, ballots or votes from any person other than such as I firmly believe to be entitled to vote at such election, according to the laws of this state and the ordinances of the City of Wrangell, Alaska; nor will I refuse to receive any vote or ballot from any person or persons whom I believe to be entitled to vote aforesaid, and I will in all things truly and impartially and faithfully perform my duty therein to the best of my judgment and ability".

Sec. 36.30.030. Inspectors. The inspectors shall be chairmen of the election boards at each polling place and shall have authority to administer all necessary oaths and affirmations which may be required during the election. They shall also have power to fill any vacancy which may occur in the board until their duties have been completed.

Sec. 36.30.040. Ballots. All ballots used at any election shall be printed on white paper of good quality. Each ballot shall contain the name of each candidate who has filed his declaration of candidacy according to the provisions of this ordinance, and the affirmative and negative of each proposition to be voted upon at such election. The name of each candidate shall be placed under the designation of the office for which he has

declared his candidacy, and the phrases "for one year term", "for two year term", and/or "for three year term", as the case may be, shall be placed after the titles of the offices on the ballot as necessary to identify vacancies on the council being filled at an election. Where there is more than one candidate for office the names of such candidates shall be arranged in alphabetical order. At the end of the list of candidates for each office shall be left a blank space or spaces large enough for the names of candidates to be written in, and any name so written shall be counted the same as if printed and marked by the voter. (Charter 10-4)

Sec. 36.30.050. Polling Places. Polling places shall be designated by the City Clerk prior to each election from locations situated in the voting precincts, established from time to time by the Secretary of Alaska pursuant to the exclusive power vested in him by AS 15.10.020, as follows:

Wrangell Precinct No. 1

All that part of Election District No. 2 within the corporate limits of the City of Wrangell extending from the centerline of St. Michaels Street to the west boundary of the city limits.

Wrangell Precinct No. 2

All that part of Election District No. 2 within the corporate limits of the City of Wrangell extending from the centerline of St. Michaels Street east to the east boundary of the city limits.

It shall be the duty of the City Clerk to provide in each polling place a sufficient number of places, booths or compartments which shall be furnished with the supplies and conveniences as shall enable the elector to conveniently prepare his ballot for voting, screened from observation.

Sec. 36.30.060. Election Hours. The polls at all general, annual and special elections shall be open at the hour of 8:00 a.m. on the day of the election and shall be kept open until 8:00 p.m. the same day. Immediately after the opening of the polls and before receiving any ballots, one of the judges of the election board shall proclaim from the door of the polling place, that the polls of such election are open.

Sec. 36.30.070. Voting. When any person offers to vote at any election, the judge of the election board having charge of the ballots shall announce the name of the elector in an audible voice, and if there be no objection to his qualifications as an elector, and if he has been registered as provided in this Title, he shall receive from the election judge one ballot. Having received his ballot the elector shall forthwith retire alone to one of the places, booths or compartments and prepare his ballot by marking a cross (X) in the square before the name of the person or persons for whom he wishes to vote, or by some other mark which will clearly indicate the person or persons for whom the elector intended to vote. After the elector has prepared his ballot, he shall fold it so that the fact of the ballot shall be concealed; he shall then forthwith vote by handing his ballot to one of the election officers, who, in the presence of the voter, shall immediately deposit the same in the ballot box to be provided for that purpose.

Sec. 36.30.080. Election Booth. Not more than one person shall occupy the booth or compartment at the same time, and no person shall be permitted to occupy an election booth or compartment longer than shall be necessary for preparing his ballot.

Sec. 36.30.090. Replacement Ballots. Any voter who shall by accident or mistake spoil his ballot, may upon returning the same to the election board, receive another in place thereof, with the maximum of three such ballots.

Sec. 36.30.100. Assistance in Voting. Any voter or elector who declares to the judges that he cannot read or write, or is unable to mark his ballot because of physical disability, shall upon request receive the assistance of any one or two of the judges in the marking thereof.

Sec. 36.30.110. Rejected Ballots. No election judge shall deposit in any ballot box any ballot which is not an official ballot, or which contains on the outside thereof any distinguishing mark, impression, devise or color. Where any ballot is so rejected, it must be endorsed on the back thereof "Rejected" and signed by a majority of the election board.

Sec. 36.30.120. Challenging an Elector. Any person offering to vote may be challenged as unqualified by any of the election officers or by any legal voter or bystander, and it shall be the duty of each of the judges to challenge any person offering to vote, whom they know, suspect, or believe, not to be qualified as an elector; and any person so challenged shall not be entitled to vote unless he first submits to a cross-examination upon his qualifications, by any of the judges after having taken and subscribed to the following oath:

"I do dolemnly swear that I am a citizen of the United States; that I am 19 years of age and have resided continuously for one year next preceding this election within the State of Alaska, and 30 days next preceding this election in the corporate limits of the City of Wrangell, Alaska, and have not voted this day; that I will truthfully answer all questions propounded to me by or under the direction of the election board touching my qualifications as an elector and of my right to vote at this election."

If after having taken and subscribed the oath or affirmation, and having been examined by the election board, they are satisfied that such person is entitled to vote, he shall be permitted to do so; if not so satisfied, it shall be the duty of the election board to reject such ballot.

Sec. 36.30.130. Closing Polling Place. Immediately after the closing of polls, proclamation thereof shall be made from the doores of the polling place by one of the election judges and no votes or ballots shall be received thereafter.

Chapter 35. Absentee Voting

Sec. 36.35.010. Absentee Elector. Any qualified elector of the City of Wrangell, Alaska, who is absent or expects to be absent from the City of Wrangell on the day of holding any election under the provisions of this ordinance, who is duly registered therefor, may vote at any such election.

Sec. 36.35.020. Absentee Registration. Any such absent elector may make application to the city clerk on a blank form to be furnished by the city clerk for any official ballot of the kind to be voted on at such election, which application shall be made not more than 14 days nor less than 1 day preceding such election, and shall be duly signed and sworn to by such elector before an officer to administer oaths and shall be substantially in the following form:

APPLICATION FOR BALLOT TO BE VOTED
AT THE _____ ELECTION HELD
AT WRANGELL, ALASKA, ON THE _____
DAY OF _____, 19__

STATE OF ALASKA

CITY OF WRANGELL, ALASKA

I, _____ do solemnly swear that I am a duly qualified and registered elector of the City of Wrangell, Alaska; I expect to be absent from the City of Wrangell on the date of the above election. I hereby apply for an official ballot to be voted on by myself at such election.

SUBSCRIBED and SWORN to before me this ____ day
of _____, 19__.

City Clerk

The blanks in said statement shall be filled in by the city clerk to the extent necessary to identify the election at which said ballot is proposed to be cast. The city clerk shall keep as a part of his records a list of all applications so received and of the manner and delivery of ballots thereon.

Sec. 36.35.030. Absentee Ballot. The city clerk upon receiving such application shall forthwith deliver to said applicant elector personally or by registered mail, postage prepaid, an official ballot to be voted on by the elector at such election.

The city clerk will fold said ballot as specified in this ordinance for other official ballots, and enclose the same in an official envelope, unsealed, to be furnished by him, which envelope shall bear on its face the name, official title and post office address of the city clerk, and on the other side a printed statement substantially as follows:

"I am a duly qualified and registered elector of the City of Wrangell, Alaska. My personal attendance in said City of Wrangell on the _____ day of October, 19____, the date of the election, is prevented.

Dated _____ 19__.

"

The blanks in said statement shall be filled out by the city clerk to the extent necessary to identify the election at which said ballot is proposed to be case. There shall also be printed upon the back of the said official envelope a copy of Section 29 of this ordinance.

On marking such ballot, the absent voter shall refold same as previously folded and shall enclose the same in said official envelope and seal said envelope securely and deliver it to the officer who issued same at least one day before the date of such election. Such ballot shall be so marked, folded and sealed by said voter in private and secretly.

On receipt of such absent voter's ballot the city clerk shall forthwith enclose the same unopened, together with the application upon which such ballot was issued, in a plain envelope, endorsed with his name and his official title, and the words "Absent Voters' Ballots, to be opened only at the polls on election day while said polls are open."

The city clerk shall hold the same until the delivery of the official ballots to the judges of election and shall deliver such absent voters' ballots to said judges with such official ballots or in case any absent voter's ballot is received after the delivery of the official ballots to said judges he shall forthwith upon its receipt include it in a plain envelope as heretofore prescribed, addressed to the election board and deliver the same, or send the same by agent to said board.

Between the opening and closing of the polls on such election day, the judges of election shall open the plain envelope only, announce the absent voter's name and compare the signature on his registration card, and in case they

find the signatures to correspond and that said voter has not theretofore voted at said election, they shall open the ballot envelope and remove the ballot without destroying the endorsements on the envelope nor unfolding nor permitting the ballot to be unfolded, and having endorsed the ballot as other ballots are required to be endorsed, shall deposit the same in the proper ballot box and cause the absent voter's name to be entered on the poll books the same as though he had been present and voted in person.

Sec. 36.35.040. Rejecting Absentee Ballots. The judges shall reject any ballot which does not substantially conform to the foregoing requirements, or in case the ballot envelope has been theretofore opened or contains more than one ballot; and rejected ballots shall be endorsed "Rejected" with the reason therefor and fastened to the ballot envelope and application accompanying the same. All rejected ballots shall be enclosed and securely sealed in an envelope upon which the judges shall endorse "Defective Absentee Ballots", signed by said judges and the same shall be disposed of as other ballots cast at such election.

Sec. 36.35.050. Challenging Absentee Elector. The vote of any absentee voter may be challenged as though he were present and the judges of election shall have full power and authority to hear and determine the legality of such absentee vote or ballot.

Chapter 40. Canvassing Returns

Sec. 36.40.010. Counting Ballots. As soon as the polls are closed the judges shall open the ballot box and commence counting the ballots and continue without adjournment until they are all counted, and in no case shall the ballot box be removed from the room in which the election was held until all the ballots have been counted.

Sec. 36.40.020. Tallies. Each clerk shall write down each office to be filled and the name of each person voted for such office, and shall keep the number of votes by tallies, as they are read aloud by the judges.

Sec. 36.40.030. Disqualified Ballots. If two or more ballots are found folded together they shall both be rejected; and if more persons are designated on any ballot for any office than are to be elected for such office, such part of the ticket shall not be counted for any of them; but no ballots or part thereof shall be rejected for want of form or mistake in initials or spelling of names, if the judges can determine to their satisfaction the person or persons voted for and the office intended. A person's name written in on any blank space on the ballot shall indicate the intention of the elector to vote for such person whether or not the elector has placed an (x) or other distinguishing mark before or after the name.

Sec. 36.40.040. Delivery of Ballots. It shall be the duty of the election judges after all the ballots have been counted to place them together with all rejected ballots in an envelope, seal the same and write thereon "Ballots of the City of Wrangell, Alaska, cast at the election held this ____ day of _____, 19__", and deliver the same to the city clerk.

Sec. 36.40.045. Canvass of Returns. The council shall canvass the returns of all city elections, both general and special, and shall ascertain and declare the results thereof. The city clerk shall promptly prepare, sign and issue certificates of election, sealed with the seal of the city, to all persons elected to office. In the event of elections being called by resolution or ordinance submitting propositions to the voters, the results of the election shall be endorsed on the respective ordinance or resolution and be certified by the city clerk (Charter 10-10).

Sec. 36.40.047. Custody and Destruction of Ballots. After the ballots of every election shall have been canvassed they shall be kept in the custody of the city clerk unopened, except for use as evidence in the event of election contest, for six months and then to be destroyed.

Sec. 36.40.050. Contest of Election. (a) Any candidate or any ten (10) registered qualified voters may contest the election of any person and the approval or rejection of any question or proposition.

(b) The candidate or one or more of the voters initiating a contest shall appear before the council at the meeting held to canvass the election returns, and there shall deliver to the council written notice of contest. The notice shall state the grounds of contest in detail, shall be signed under oath by the candidate or voter filing it, and shall be in substantially the following form:

NOTICE OF ELECTION CONTEST

The undersigned contest the regular (or special) election of the City of Wrangell, Alaska, held on the _____ day of _____, 19____, on the following grounds: _____

Signature of Candidate or Person
Contesting Election

SUBSCRIBED and SWORN to before me this _____ day
of _____, 19____.

Notary Public for Alaska

(c) Upon receiving a notice of contest, the council shall order an investigation by the mayor to be made with the assistance of the city election inspector and attorney. Those contesting the election, those whose election is contested and the public shall be allowed to attend all investigation and recounting proceedings.

(d) If only a recount of ballots is demanded, the election boards in the precincts where error allegedly occurred shall recount the ballots in such precincts.

(e) If the contestant shall allege prohibited practices, the council shall direct the city election inspector to open the boxes containing the duplicate registration cards for the purpose of discovering the alleged prohibited practices. If the contestant charges a candidate obtained votes, or a proposition was voted for or against, by reason

of prohibited practices, and the charges are proven to and sustained by the council, the council shall to the extent of such proof purge the illegally induced votes from the returns and after a recount certify the amended returns.

Sec. 36.40.060. Tie Election. If two or more persons shall have received an equal and highest number of votes for any one and the same office, the city clerk shall give notice to each of such persons to attend at a time and place appointed by the city clerk who shall then and there publicly proceed to determine by lot which of the persons so having an equal number of votes, shall be declared duly elected, and shall issue to such person so declared elected his certificate accordingly.

Sec. 36.40.070. Canvass Report; Certificates of Election. (a) If the council concludes that the election was validly held, such conclusion shall be publicly announced and entered upon the minutes of the meeting. The minutes also shall include the number of votes cast in the election, the names of the persons voted for and the propositions and questions voted upon at such election, the offices voted for, the number of votes cast for each candidate for each office, and the number of votes for and against each proposition and question voted upon. If the council concludes that the election is not valid it shall order another election.

(b) Upon completion of the canvass of a valid election, the council shall direct the city election inspector to deliver to each person elected to office a certificate of election signed by the city election inspector and mayor and authenticated by the seal of the city.

Chapter 45, Election Offenses; Corrupt Practices

Sec. 36.45,010, Election Offenses, Corrupt Practices.
The following acts are declared to be election offenses and corrupt practices and hereby prohibited:

(a) Inducing, compelling, or attempting to induce or compel any person to vote or refrain from voting for any candidate in any election or for or against any election proposition or question by, directly or indirectly, using or threatening to use force, coercion, violence or restraint or inflicting or threatening to inflict damage, harm, or loss upon or against the person.

(b) Giving, promising to give, or offering any money or other valuable thing to any person with the intent to induce him to vote for or restrain from voting for any candidate or for or against any election proposition or question.

(c) Printing or circulating, or causing to be written, printed or circulated, any letter, circular, bill, placard or poster, or other publication relating to any election or to any candidate at any election or to any election proposition or question without the same bearing on its face, the name and address of the author, printer, and publisher thereof.

(d) Writing, printing or circulating, or causing to be written, printed or circulated, any letter, circular, bill, placard or poster, or causing any paid advertising to be placed in a newspaper or any other publication, or paying or contributing to the payment for any such advertisement, or making any radio broadcast, with knowledge that the letter, circular, bill, placard, broadcast contains any false statement, charge or comment relating to any candidate at any election or to any election proposition or question.

(e) Possession of an official ballot outside of the voting room by any person not authorized by law.

(f) Time Off for Voting: Any qualified voter who does not have sufficient time outside his working hours within which to vote at any borough election may, without loss of pay, take off as much working time as will enable him to vote. If any employee has two (2) consecutive hours in which to vote, either between the opening of the polls and the beginning of his regular shift, or between the end of his regular working shift and the closing of the polls, he shall be deemed to have sufficient time outside his working hours within which to vote.

(h) While the polls are open, opening any ballot received from a voter, or marking a ballot by folding or otherwise so as to be able to recognize it, or otherwise attempting to learn how any voter marked his ballot, by an election judge or clerk or by any other person with his permission.

(i) Publishing or causing to be published any letter, circular, poster, bill, publication, or placard, knowing that it contains any false statement or false charges reflecting on the character, morality, or integrity of any candidate at any election.

(j) Voting or attempting to vote in the name of another person or in any name other than his own.

(k) By force, threat, intimidation, or offer of reward, inducing or attempting to induce any election judge or clerk to fail in his duty.

(l) Wilfully changing or causing to be changed any official election documents including ballots, tallies, and returns, or attempting to do so.

(m) Wilfully delaying or causing to be delayed the election returns, or attempting to do so.

(n) Wilfully voting or attempting to vote more than once at the same election.

(o) Wilfully making a false affidavit or swearing falsely under the oath required by this Chapter.

(p) Wilful failure to perform any election duty or knowingly doing any unauthorized act with the intent to affect the election or its results, by any election judge or clerk.

(q) Wilfully permitting, making or attempting to make any false count of the election returns by an election judge or clerk.

(r) Wilful concealment, withholding, or destruction of the election returns or any attempt to do so by an election judge or clerk.

(s) Electioneering on election day within the polling place or within one hundred feet (100') of same.

Sec. 36.45.020. Corrupt Practices - Penalties. (a) Violation of any provision of Sec. 36.45.010 shall be a misdemeanor and punishable by a fine of not more than three hundred dollars (\$300.00) or by imprisonment for not more than thirty (30) days or both. A person charged with a violation of any provision of such section shall, upon demand, have a right to a trial by a jury of six (6) persons.

(b) Any person elected to any city office who is convicted of a corrupt practice or election offense as provided herein, shall be punished, in addition to any other punishment by being deprived of the office or position and the vacancy shall be filled as any other vacancy.

Chapter 50, Officers

Sec. 36.50.010. Oath of Office. The mayor and councilmen elect, before entering upon the duties of their offices, shall severally take an oath in writing to honestly, faithfully and impartially perform the duties of their office, which oath should be filed with the city clerk.

Sec. 36.50.020. Failure to Take Oath of Office. If any person who shall have been declared elected to any office as aforesaid, shall fail, neglect or refuse to take his oath of office as herein provided within thirty days after the date of such election, the remaining members of the council shall have the power to declare a vacancy and to elect some qualified person to fill such vacancy until the next annual election.

Sec. 36.50.030. Running of Term of Office. The mayor and councilmen elect shall take their respective offices on the first Monday after their election from which day their term of office shall be deemed to run. (AS 29.10.042)

Sec. 36.50.040. Vacancies on Council. The council, by the majority vote of its remaining members, shall fill vacancies in its own membership including the vacancy in the office of mayor for the unexpired terms or until the vacancies are filled at elections. (AS 29.10.054-29.10.060).

If a vacancy occurs before the beginning of a regular filing period for candidates for councilmen, and the unexpired term extends beyond the time when the terms of councilmen elected that year begin, then a mayor or councilman for that place shall be elected at the regular election of that year to serve the rest of the unexpired term beginning at the time the terms of councilmen elected that year begin.

Chapter 60, Expenses

Sec. 36.60.010. Expenses. The city shall pay all necessary election expenses, including those of securing places for polls and providing ballot boxes, ballots, voting booths, screens, national and state flags and other supplies, and any wages due judges and clerks. Salaries for the election judges and clerks shall be set by the council. However, all expenses of making a recount pursuant to an election contest shall be paid by the candidate or voters contesting the election, unless the results of the election are changed by the recount. If the recount is obtained by voters, each of them shall be individually liable for the whole amount of such expenses.

Chapter 65, Scope of Election Code

Sec. 36.65.010. Scope of Election Code. The provisions contained in this code shall apply to all general annual elections to be held in the city and to all special elections and to all school elections insofar as the same may be applicable.

CITY OF WRANGELL, ALASKA

ORDINANCE NO. 197

AN ORDINANCE AMENDING THE WRANGELL TIDELANDS ORDINANCE FOR THE PURPOSE OF EXTENDING THE TIME IN WHICH TIDELAND PREFERENCE RIGHTS MAY BE APPLIED FOR.

WHEREAS, Ordinance No. 180 was passed and approved October 7, 1963, with an effective date of October 8, 1963, and

WHEREAS, the Tidelands Subdivision Plat was then approved in preliminary form, but was not received in final form nor approved until December, 1964, and after posting and publishing notice, applications for preference rights were first accepted by the City on March 1, 1965, and

WHEREAS, it is necessary and advisable that all holders and owners of preference rights as defined in the Ordinance be granted adequate time to process their claims and file applications,

NOW THEREFORE:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Art. II, Sec. 3 is hereby amended to read as follows:

Section 3. Time and Place of Posting Plat.

Said plat shall be posted for a period of not less than sixty days in the office of the Clerk, Municipal Building, after receipt and approval in final form.

Sec. 2. Art. II, Sec. 4 is hereby amended to read as follows:

Section 4. Publication of Notice of Posting Plat and Passage of Ordinance. The Clerk shall cause to be

1st. reading - June 14, 1966
2nd. reading - June 14, 1966
3rd. reading - Nov. 8, 1966

Public notice given by posting on City Hall Bulletin Board.

issued and published in a newspaper of general circulation in the City after passage of this ordinance and receipt and approval in final form of the Tidelands Subdivision Plat a notice containing (1) the date of final passage of this ordinance, (2) the time and place of posting the approved plat, (3) that the plat is the official Tidelands Subdivision Plat of the tide and submerged lands conveyed by the State of Alaska to the City on March 20, 1963, (4) that all claims to preference rights to such tide and submerged lands must be applied for under the provisions of this ordinance within two years from and after March 1, 1965, which is hereby declared to be the date upon which applications for such rights will be first accepted by the City, and unless such rights are applied for before February 28, 1967 they will be forfeited according to law and this ordinance, and (5) this ordinance was enacted to protect occupants having preference rights, to afford due process of law, to provide procedures for applying for exercise of preference rights, for hearing and adjudicating adverse claims, and for conveying title to occupants holding preference rights defined by law and this ordinance, and (6) that copies of this ordinance and application forms are available at the office of the City Clerk.

Sec. 3. Art. II, Sec. 5 is hereby amended to read as follows:

Section 5. Time in Which Applications Will be Accepted for Filing. Application forms, in substantially the form set forth in Section 20 of this Article will be accepted for filing on March 1, 1965 and for a period ending two calendar years thereafter and until the close of business at 5:00 P.M. on February 28, 1967, after which time no application forms will be accepted for filing.

Sec. 4. Art. III, Sec. 2 is hereby amended to read as follows:

Section 2. Subordination of Right to Purchase to Rights of Preference Right Holders. Anything in this Article to the contrary notwithstanding, the City hereby declares that any property sold under the provisions of this Article must by requirement of law be sold subject to preference rights, if any, conferred upon occupants by the Alaska Land Act and confirmed and restated in this ordinance; provided, however, that this limitation and any reference thereto incorporated in any Tidelands Deed executed and delivered by the City under this Article, will expire by operation of law at the end of the two year period ending February 28, 1967 mentioned in Section 5 of Article II of this ordinance.

Sec. 5. Art. III, Sec. 4 is hereby amended to read as follows:

Section 4. Time in Which Applications will be Accepted for Filing. Application forms in substantially

the form set forth in Section 17 of this Article will be accepted for filing on March 1, 1965 and for two years thereafter but not later than the close of business at 5:00 P.M. on February 28, 1967.

Sec. 6. Art. III, Sec. 16 is hereby amended to read as follows:

Section 16. Forfeiture of Right to Purchase. Any person or persons who qualify as applicants under this Article by reason of ownership of any of the said Lots 2-13 inclusive, who have not applied to the City for title thereto as herein provided on or before two years after the date applications will be accepted for filing, by a properly completed application duly filed with the City Clerk and accompanied by the required deposit, shall have forfeited his rights to purchase as herein defined by this Article; and such tidelands shall thereafter be free and clear of all claims of right conferred by this Article and the City shall have no obligation to convey the same to any person or persons whomsoever, and said land shall then be and remain the property of the City, and be subject to such disposition as this ordinance hereinafter provides in Article IV.

Sec. 7. This ordinance shall become effective immediately upon its passage and approval.

PASSED and APPROVED this 14th day of June, 1966.

CITY OF WRANGELL, ALASKA

By Richard L. Bullard
Mayor

ATTEST:

Jimie Hill
City Clerk

ORDINANCE NO. 182

AN ORDINANCE of the City of Wrangell, Alaska, confirming the result of a special election held therein on May 7, 1963; providing for the issuance and sale of \$120,000 of general obligation bonds of the city for the purpose of providing funds to pay the cost of constructing a permanent bulkhead on the harbor side of the Front Street fill area; fixing the date, form, terms, maturities and covenants thereof; pledging the levy of general taxes necessary to pay the principal thereof and interest thereon; creating a special fund for the payment of such principal and interest; confirming the sale of said bonds, and declaring an emergency.

WHEREAS, at a special election held in the City of Wrangell, Alaska (hereinafter called the "City") on May 7, 1963 pursuant to a resolution of the City Council passed and approved April 2, 1963 and other resolutions and ordinances of said council, the qualified electors thereof authorized the issuance of general obligation bonds of the City in the sum of \$120,000 (hereinafter called the "Bonds") for the purpose of providing funds for the construction of a permanent bulkhead on the harbor side of the Front Street fill area; and

WHEREAS, Marshall and Meyer Incorporated, an investment banking corporation of Seattle, Washington, has agreed to purchase the Bonds at par plus accrued interest to date of delivery and under the terms and conditions of the Bonds as hereinafter set forth; and

WHEREAS, it is necessary and to the best interests of the City and its inhabitants that the Bonds be now issued and sold and that the date, form, terms, maturities and covenants thereof be fixed;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Wrangell, Alaska, as follows:

Section 1. That the results of the special election held in the City on May 7, 1963 whereby the qualified electors of the City adopted a proposition providing for the issuance of \$120,000 of general obligation bonds for the purpose of providing funds to pay

the cost of constructing a permanent bulkhead on the harbor side of the Front Street fill area be and the same is in all respects ratified and confirmed.

Section 2. That to provide funds to pay the cost of constructing a permanent bulkhead on the harbor side of the Front Street fill area as provided in a resolution of the City Council passed and approved April 2, 1963 and as authorized by the qualified electors of the City at the special election held therein on May 7, 1963, the City shall issue and sell the Bonds.

The Bonds shall be dated October 1, 1963, shall be in the denomination of \$1,000 each, shall bear interest at a rate of 4-1/2 per cent per annum payable on the first days of April and October of each year from date of issue as evidenced by coupons to be attached thereto, and shall mature in order of their number as follows:

<u>Bond Nos.</u>	<u>Maturity Dates</u>	<u>Amounts</u>
1-4	October 1, 1965	\$ 4,000
5-8	October 1, 1966	4,000
9-13	October 1, 1967	5,000
14-18	October 1, 1968	5,000
19-23	October 1, 1969	5,000
24-28	October 1, 1970	5,000
29-33	October 1, 1971	5,000
34-39	October 1, 1972	6,000
40-45	October 1, 1973	6,000
46-51	October 1, 1974	6,000
52-57	October 1, 1975	6,000
58-64	October 1, 1976	7,000
65-71	October 1, 1977	7,000
72-78	October 1, 1978	7,000
79-86	October 1, 1979	8,000
87-94	October 1, 1980	8,000
95-102	October 1, 1981	8,000
103-111	October 1, 1982	9,000
112-120	October 1, 1983	9,000

Both principal of and interest on the Bonds shall be payable in lawful money of the United States of America at the Wrangell

Branch of the National Bank of Alaska in Wrangell, Alaska.

Section 3. That there be and is hereby created a special fund of the City to be known as the "Wrangell, 1963, General Obligation Harbor Improvement Bond Redemption Fund" which fund shall be drawn upon for the sole purpose of paying the principal of and interest on the Bonds as the same shall become due and payable.

The City hereby irrevocably covenants that it will make annual levies of taxes upon all the property within the City without limitation as to rate or amount and in amounts sufficient, together with any other monies legally available therefor, to pay the principal of and interest on the Bonds as the same shall become due. The full faith, credit and resources of the City are hereby irrevocably pledged for the annual levy and collection of such taxes and for the prompt payment of such principal and interest.

All of such taxes so collected shall be paid into said Bond Redemption Fund at least thirty (30) days prior to the dates upon which any installment of interest on or principal of and interest on such bonds shall become due and payable, in amounts sufficient to pay such installments as the same shall become due. The money so paid into said Bond Redemption Fund shall not be used for any other purpose than the payment of the principal of and interest on the Bonds.

Section 4. The Bonds shall be in substantially the following form:

THE UNITED STATES OF AMERICA

NO. _____

\$1,000

STATE OF ALASKA
CITY OF WRANGELL
GENERAL OBLIGATION HARBOR IMPROVEMENT BOND, 1963

KNOW ALL MEN BY THESE PRESENTS:

That the City of Wrangell, a municipal corporation of the State of Alaska, for value received, hereby promises to pay to bearer on the first day of October, 19___ the principal sum of

ONE THOUSAND DOLLARS

together with interest thereon at the rate of four and one-half per cent (4-1/2%) per annum payable on the first days of April and October of each year hereafter upon presentation and surrender of the attached interest coupons as they severally become due.

Both principal of and interest on this bond are payable in lawful money of the United States of America at the Wrangell Branch of the National Bank of Alaska in Wrangell, Alaska.

This bond is one of an issue of 120 bonds of like amount, date and tenor except as to number and date of maturity aggregating the principal amount of \$120,000 and is issued pursuant to the laws of the State of Alaska, a vote of the qualified electors of the City of Wrangell, the Charter and duly adopted ordinances and resolutions thereof for the purpose of providing funds to pay the cost of constructing a permanent bulkhead on the harbor side of the Front Street fill area within the City.

This bond and the bonds of the issue of which it is one are payable both principal and interest out of the special fund of the City entitled "Wrangell, 1963, General Obligation Harbor Improvement Bond Redemption Fund" created by Ordinance No. _____ of the City.

The City has irrevocably covenanted that it will levy and collect taxes annually upon all the taxable property within the City without limitation as to rate or amount, in amounts sufficient together with other funds legally available therefor to pay the principal of and interest on the bonds of this issue as the same shall become due. For the levy and collection of such taxes and the prompt payment of such principal and interest the full faith, credit and resources of the City of Wrangell are hereby irrevocably pledged.

It is hereby certified and declared that all acts, conditions and things required by the laws of the United States of America and the State of Alaska and the Charter, ordinances and resolutions of the City of Wrangell precedent to and in the issuance of this bond have happened, been done and performed and that the total indebtedness of the City of Wrangell, including this bond and the bonds of this issue, does not exceed any debt limitation prescribed by law.

IN WITNESS WHEREOF, the City of Wrangell, Alaska has caused this bond to be signed by its Mayor, to be attested by its Clerk, the official seal of the City to be impressed hereon and the interest coupons attached hereto to be signed

with the facsimile signatures of said officials this first day of October, 1963.

CITY OF WRANGELL, ALASKA

By _____
Mayor

ATTEST:

City Clerk

The interest coupons attached to the Bonds shall be in substantially the following form:

NO. _____ \$ 22.50

On the first day of October, 19____, the City of Wrangell, Alaska will pay to bearer at the Wrangell Branch of the National Bank of Alaska in Wrangell, Alaska the sum of TWENTY TWO and 50/100 DOLLARS in lawful money of the United States of America, said sum being the semiannual interest due that date on its general Obligation Harbor Improvement Bond dated October 1, 1963 and numbered _____.

CITY OF WRANGELL, ALASKA

By _____
Mayor

ATTEST:

City Clerk

Section 5. The Bonds shall be signed on behalf of the City by its Mayor, shall be attested by its Clerk and shall have the official seal of the City impressed thereon. Each of the

interest coupons attached thereto shall be signed with the facsimile signatures of said officials.

Section 6. The action of the City officials in negotiating the sale of the Bonds to Marshall and Meyer Incorporated, at par plus accrued interest to the date of delivery and under the terms and conditions of the Bonds as set forth in this ordinance, is hereby in all respects ratified and confirmed.

The proper City officials are hereby authorized and directed to do everything necessary for the prompt issuance and delivery of the Bonds and for the proper use and application of the proceeds of such sale.

Section 7. An emergency is hereby declared to exist and the rules governing the introduction, reading, passage and approval of this ordinance are hereby suspended and this ordinance shall be effective immediately upon its passage and approval.

Section 8. It is hereby found and declared that the publication of this ordinance is very impracticable under the circumstances existing and that this ordinance shall be published by posting and the Clerk is hereby directed to post a copy of this ordinance in at least five conspicuous public places within the City of Wrangell.

PASSED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA
this 7th day of ~~September~~, 1963.
OCTOBER

CITY OF WRANGELL, ALASKA

By Horis M. Barnes
Mayor

ATTEST:

Oliver E. Morrison
City Clerk

ORDINANCE NO. 181

AN ORDINANCE of the City of Wrangell, Alaska, confirming the results of special elections held therein on May 7, 1963 and September 10, 1963; providing for the issuance and sale of \$220,000 of electric utility revenue bonds of the city for the purpose of providing funds to pay the cost of acquiring, constructing, installing and making necessary capital improvements to the existing electric utility system of the city; fixing the date, form, terms, maturities and covenants of said bonds; creating an Electric Utility Revenue Fund; creating a special Bond Redemption Fund for the payment of the principal of and interest on said bonds, and a Reserve Account; creating a Construction Fund; providing and adopting certain covenants and protective features safeguarding the payment of such principal and interest; reserving the right to issue additional revenue bonds on a parity with the bonds authorized herein upon compliance with certain conditions; confirming the sale of said bonds; and declaring a state of emergency.

WHEREAS, at a special election held in the City of Wrangell, Alaska (hereinafter called the "City") on May 7, 1963 pursuant to a resolution of the City Council passed and approved April 2, 1963 and other resolutions and ordinances of said Council, the qualified electors of the City authorized the issuance of electric utility revenue bonds in the amount of \$143,000 for the purpose of purchasing two new 500 kw generators for the electric utility system of the City (hereinafter called the "System") and for the purpose of making improvements to the City-owned light plant, and authorized electric utility revenue bonds in the amount of \$65,000 for the purpose of reconstructing and extending the light and power distribution line of the City; and

WHEREAS, at a special election held in the City on September 10, 1963, the qualified electors thereof authorized the issuance of electric utility revenue bonds of the City in the amount of \$12,000 to provide additional funds for the reconstruction and extension of said light and power distribution line; and

WHEREAS, Marshall and Meyer Incorporated, an investment banking corporation of Seattle, Washington, has agreed to purchase the bonds authorized herein, at par plus accrued interest to date of delivery and under the terms and conditions thereof as hereinafter set forth; and

WHEREAS, it is necessary and to the best interest of the City and its inhabitants that said bonds be issued;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Wrangell, Alaska, as follows:

Section 1. That the results of the special election held in the City on May 7, 1963, whereby the qualified electors of the City adopted a proposition providing for the issuance of \$143,000 of electric utility revenue bonds for the purpose of providing funds to purchase two new 500 kw generators for the electric utility system of the City and for the purpose of making improvements to the City-owned light plant, and also adopted a proposition providing for the issuance of \$65,000 of electric utility revenue bonds for the purpose of reconstructing and extending the light and power distribution line of the City, are in all respects ratified and confirmed.

The results of the special election held in the City on September 10, 1963, whereby the qualified electors of the City adopted a resolution providing for the issuance of \$12,000 of electric utility revenue bonds for the purpose of providing additional funds for the reconstruction and extension of said light and power distribution line, are in all respects ratified and confirmed.

Section 2. That to provide funds to pay the cost of purchasing two new 500 kw generators and to improve the City-owned light plant, the City shall now issue and sell its electric utility revenue bonds in the principal sum of \$143,000.

For the purpose of providing funds necessary to replace an existing power transmission line from the diesel generating plant in the City to the Wrangell Institute with a 12.47 KV distribution line together with an extension of such 12.47 KV distribution line from the Wrangell Institute to the Pacific Northern Lumber Company mill at Mile 6.1, with all necessary appurtenances, the City shall issue the \$65,000 of electric utility revenue bonds authorized for said purpose at said special election held on May 7, 1963 and the \$12,000 of electric utility revenue bonds authorized for said purpose at said special election held on September 10, 1963.

All of said bonds (hereinafter together called the "Bonds") shall be combined and sold in one issue in the total principal sum of \$220,000, shall be designated "Electric Utility Revenue Bonds, 1963," shall be in the denomination of \$5,000 each, shall bear interest at the rate of 4 3/4% per annum payable on the first days of April and October of each year from date of issue, and shall be numbered and mature in order of their number as follows:

<u>Bond Nos.</u>	<u>Maturity Date</u>	<u>Amount</u>
1	October 1, 1965	\$ 5,000
2	October 1, 1966	5,000
3-4	October 1, 1967	10,000
5-6	October 1, 1968	10,000
7-8	October 1, 1969	10,000
9-10	October 1, 1970	10,000
11-12	October 1, 1971	10,000
13-14	October 1, 1972	10,000
15-16	October 1, 1973	10,000
17-18	October 1, 1974	10,000
19-20	October 1, 1975	10,000
21-22	October 1, 1976	10,000
23-25	October 1, 1977	15,000
26-28	October 1, 1978	15,000
29-31	October 1, 1979	15,000
32-34	October 1, 1980	15,000
35-37	October 1, 1981	15,000
38-40	October 1, 1982	15,000
41-44	October 1, 1983	20,000

Both principal of and interest on the Bonds shall be payable in lawful money of the United States of America at the Wrangell Branch of the National Bank of Alaska in Wrangell, Alaska.

Section 3. The Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA

NO. _____

\$5,000

STATE OF ALASKA

CITY OF WRANGELL
ELECTRIC UTILITY REVENUE BOND, 1963

THE CITY OF WRANGELL, a municipal corporation of the State of Alaska, hereby acknowledges itself to owe and for value received promises to pay to bearer on the first day of October, 19___, the principal sum of

FIVE THOUSAND DOLLARS

together with interest thereon at the rate of 4 3/4% per annum payable on the first days of April and October of each year from date hereof, as evidenced by and upon presentation and surrender of the attached interest coupons as they severally become due, or until the payment of such principal sum shall be made or duly provided for.

Both principal of and interest on this bond are payable in lawful money of the United States of America at the Wrangell Branch of the National Bank of Alaska in Wrangell, Alaska, solely out of the special fund of the city known as "Wrangell 1963 Electric Utility Revenue Bond Redemption Fund" created by Ordinance No. _____ of the city.

This bond is one of an issue of forty-four bonds of like amount, date and tenor except as to number and date of maturity, aggregating the principal sum of \$220,000, issued pursuant to the laws of the State of Alaska and ordinances of the city duly

and regularly adopted, for the purpose of providing funds to pay the cost of acquiring, constructing, installing and making necessary capital improvements to the existing electric utility system of the city.

All of the bonds of this issue are payable solely out of the gross earnings and revenue of said electric utility system and all additions and improvements thereto and extensions thereof.

The City of Wrangell hereby covenants and agrees with the owner and holder of this bond that it will keep and perform all the covenants of this bond and of Ordinance No. ____ to be by it kept and performed.

The City of Wrangell does hereby pledge and bind itself to set aside from the money in its Electric Utility Revenue Fund and to pay into and maintain in said Bond Redemption Fund and the Reserve Account created therein by said Ordinance No. ____ the various amounts required by said ordinance to be paid into and maintained in said Fund and Account, all within the times provided by said ordinance. The city has further pledged and bound itself to set aside and pay into said Electric Utility Revenue Fund as collected all the gross earnings and revenue of its electric utility system and all additions and improvements thereto and extensions thereof.

The amounts so pledged to be paid into and maintained in said Fund and Account are hereby declared to be a prior lien and charge upon the money in said Revenue Fund superior to all other charges of any kind or nature except the normal costs of maintenance and operation of said electric utility system, and equal in rank with the charges upon the money in such Fund for the payment of the principal of and interest

on any electric utility revenue bonds of the city that may later be issued on a parity with the bonds of this issue.

The City of Wrangell has further bound itself to maintain said electric utility system in good condition and repair, to operate the same in an efficient manner and at a reasonable cost, and to establish, maintain and collect rates and charges for electricity furnished for as long as any of these bonds and any bonds issued on a parity with these bonds are outstanding, that will make available for the payment of the principal of and interest on all of such bonds as the same shall become due, an amount equal to at least 1.4 times the average amount required annually hereafter to pay the principal of and interest on all of such bonds, after normal costs of maintenance and operation of such system have been paid, but before depreciation.

It is hereby certified and declared that the bonds of this issue are issued pursuant to and in strict compliance with the Constitution and laws of the State of Alaska and ordinances of the City of Wrangell, and that all acts, conditions and things required to be done precedent to and in the issuance of this bond have happened, been done and performed.

IN WITNESS WHEREOF, the City of Wrangell, Alaska, has caused this bond to be signed by its Mayor, to be attested by its Clerk, the corporate seal of the city to be impressed hereon, and the interest coupons attached hereto to be signed with the facsimile signatures of said officials, this first day of October, 1963.

CITY OF WRANGELL, ALASKA

By

Mayor

ATTEST:

City Clerk

The interest coupons attached to the Bonds shall be in substantially the following form:

NO. _____ \$118.75

On the first day of _____, 19__, the City of Wrangell, Alaska, will pay to bearer at the Wrangell Branch of the National Bank of Alaska in Wrangell, Alaska, the sum of ONE HUNDRED EIGHTEEN AND 75/100 DOLLARS in lawful money of the United States of America, said sum being the semi-annual interest due that date on its Electric Utility Revenue Bond dated October 1, 1963 and numbered _____.

CITY OF WRANGELL, ALASKA

By

Mayor

ATTEST:

City Clerk

Section 4. The Bonds shall be signed on behalf of the City by its Mayor, shall be attested by the City Clerk, and shall have the corporate seal of the City impressed thereon. The interest coupons attached to the Bonds shall be signed with the facsimile signatures of said officials.

Section 5. That there be and is hereby created a special fund of the City to be known as "Wrangell 1963 Electric Utility Revenue Fund" (hereinafter called the "Revenue Fund"), into which Fund shall be deposited as collected all of the gross earnings and revenue of the System, including all additions and improvements

thereto and extensions thereof. All costs of maintaining and operating said System, all payments required by this ordinance to be made into the Bond Redemption Fund and Reserve Account therein hereinafter created, and all payments which may be required to be made in payment of the principal of and interest on any bonds of the City which may later be issued and which will be a charge upon such earnings and revenue shall be paid out of said Fund.

Section 6. That there be and is hereby created another special fund of the City to be known as "Wrangell 1963 Electric Utility Revenue Bond Redemption Fund" (hereinafter called the "Bond Redemption Fund"), which Fund is to be drawn upon for the sole purpose of paying the principal of and interest on the Bonds as the same shall become due.

The City hereby obligates and binds itself to pay into the Bond Redemption Fund upon receipt the accrued interest received at the time of the sale of the Bonds.

The City further obligates and binds itself to set aside and pay into the Bond Redemption Fund, out of the money in the Revenue Fund, certain fixed amounts necessary to pay the principal of and interest on the Bonds as the same shall become due. Said payments shall be made into the Bond Redemption Fund on or before the tenth day of each month in the amounts hereinafter specified:

a. Beginning with the month of October, 1963 and continuing as long as any of the Bonds are outstanding and unpaid, an amount equal to at least one-sixth of the interest to become due and payable at the end of the next ensuing six-months period on all of the Bonds then outstanding.

b. Beginning with the month of October, 1964 and continuing as long as any of the Bonds are outstanding and unpaid,

an amount equal to at least one-twelfth of the principal amount of the Bonds to become due and payable on the next principal payment date.

When there is sufficient money in the Bond Redemption Fund and the Reserve Account hereinafter created therein to pay the principal and interest to maturity of the Bonds, then no further payment need be made into the Bond Redemption Fund.

The amounts pledged to be paid out of the Revenue Fund into the Bond Redemption Fund and said Reserve Account are hereby declared to be a prior lien and charge upon the money in the Revenue Fund superior to all other charges of any kind or nature except the necessary cost of maintenance and operation of the System, and equal in rank to the charges upon the money in the Revenue Fund necessary to pay and secure the payment of the principal of and interest on any bonds which may later be issued on a parity with the Bonds.

Section 7. A Reserve Account is hereby created in the Bond Redemption Fund, and the City hereby agrees that it will set aside and pay into said Reserve Account, out of the money in the Revenue Fund and out of any other moneys which it may now or later have on hand and available for such purpose, an amount equal to the average annual amount required to pay the principal of and interest on the Bonds (hereinafter called the "Reserve"). The City further agrees that it will meet such obligation by depositing in the Reserve Account on the first day of each month commencing with the month of January, 1964, a sum equal to one-sixtieth of the Reserve.

The City hereby further covenants and agrees, in the event that it issues any bonds on a parity with the Bonds, that it will require in the ordinance authorizing the issuance of the

same that equal monthly payments will be made out of the Revenue Fund into the Reserve Account so that by five years from the date of issuance of such parity bonds there will have been paid into the Reserve Account an amount which, with the money already on deposit therein, will be equal to the average annual debt service requirement to pay the principal of and interest on all outstanding bonds payable out of the Bond Redemption Fund.

The City further agrees that when said Reserve has been accumulated in the Reserve Account it will at all times maintain the Reserve until there is a sufficient amount in the Bond Redemption Fund and the Reserve Account to redeem and retire all of the Bonds outstanding with accrued interest to the date of redemption.

In the event there shall be a deficiency in the Bond Redemption Fund to meet maturing installments of either interest on or principal of and interest on the Bonds outstanding, such deficiency shall be made up from the Reserve Account by the withdrawal of money therefrom. Any deficiency created in the Reserve Account by reason of any such withdrawal shall then be made up from the moneys in the Revenue Fund first available after making necessary provision for the required payments into the Bond Redemption Fund and the Reserve Account.

All moneys in the Reserve Account may be kept in cash or invested in direct obligations of the United States of America having a guaranteed redemption price or maturing not later than twelve years from date of purchase and in no event maturing later than the last maturity of the Bonds outstanding at the time of such purchase. Interest earned on any such investments shall be deposited in and become a part of the Revenue Fund.

Section 8. The corporate authorities of the City hereby declare that in fixing the amounts to be paid into the Bond

Redemption Fund and the Reserve Account they have exercised due regard for the cost of maintenance and operation of the System and have not obligated the City to set aside and pay into the Bond Redemption Fund and Reserve Account a greater amount or proportion of the revenue of said System than in their judgment will be available over and above such cost of maintenance and operation.

Section 9. That there be and is hereby created another special fund of the City to be known as "Wrangell 1963 Electric Utility Construction Fund" (hereinafter called the "Construction Fund"). All of the moneys derived from the sale of the Bonds (exclusive of any accrued interest, which shall be paid into the Bond Redemption Fund) shall be deposited in said Construction Fund and shall be used solely for the purposes for which the Bonds are issued as set forth in Section 2 hereof.

Section 10. The City hereby covenants with the owner and holder of each of the Bonds, for as long as any of the same remain outstanding, as follows:

a. That it will establish, maintain and collect rates and charges for electricity for as long as any Bonds and any bonds which may be issued on a parity therewith are outstanding that will make available for the payment of the principal of and interest on all of such bonds as the same shall become due an amount equal to at least 1.4 times the average annual amount required to pay the principal of and interest on all of such bonds after normal costs of maintenance and operation of the System have been paid, but before depreciation.

b. That it will at all times keep and maintain the System in good condition and repair, and will at all times operate the System in an efficient manner and at a reasonable cost.

c. That it will not sell or dispose of any of the

properties of the System (unless the same are no longer used, useful or necessary in the operation thereof), unless provision is made for payment into the Bond Redemption Fund of a sum sufficient to redeem and retire all of the outstanding bonds payable out of such Fund in accordance with the terms thereof.

d. That it will not furnish electricity to any customer whatsoever free of charge.

e. That it will carry fidelity bonds covering all officers and/or employees of the City and the System who are charged with the operation of the System and with collecting and disbursing funds in an amount sufficient to protect the City from loss at all times.

f. That it will at all times carry fire and other insurance against hazards on such of the buildings and equipment of the System as are normally carried by private electric utility companies to the full insurable value thereof, and will also carry adequate public liability and other forms of insurance as under good practice are ordinarily carried on such a utility and all of its real and personal property by private electric utility companies. If and when the United States or some agency thereof shall provide for war risk insurance, the City further agrees that it will take out and maintain such war risk insurance on all or such portion of the properties of the System upon which such war risk insurance may be written in an amount to adequately cover the value of the properties insured.

g. That it will keep proper and adequate records, books and accounts on a calendar year basis, showing complete and correct entries of all transactions relating to the operation of the System, which books and records shall include monthly records showing the number of active customers, total production and sales of

electricity, gross revenues derived from the sales of electricity and any other commodity including hot water, steam or any goods, wares and merchandise sold, and a reasonably detailed statement of all expenditures of the System, segregated in accordance with standard electric public utility practice.

Section 11. The City hereby further covenants and agrees with the owner and holder of each of the Bonds as follows:

A. That it will not issue any bonds (hereinafter called "Parity Bonds") on a parity with Bonds, except that it reserves the right, for

First, the purpose of acquiring, constructing and installing additions, betterments and improvements to and extensions of, acquiring necessary equipment for, or making necessary replacements of or repairs to the System; or

Second, the purpose of refunding by exchange or purchase, at or prior to their maturity, any outstanding electric utility revenue bonds of the City that may have a lien on the money in the Revenue Fund for the payment of the principal thereof and interest thereon junior and inferior to the lien on the money in such Fund for the payment of the principal of and interest on the Bonds,

to issue Parity Bonds and to pledge that payment shall be made out of the Revenue Fund into the Bond Redemption Fund and Reserve Account to pay and secure the payment of the principal of and interest on such Parity Bonds on a parity with the payments required herein to be made out of such Revenue Fund into such Fund and Account to pay and secure the payment of the principal of and interest on the Bonds upon compliance with the following conditions:

a. That at the time of the issuance of such Parity Bonds there is no deficiency in the Bond Redemption Fund and

Reserve Account; and

b. That the City will covenant in each ordinance authorizing the issuance of Parity Bonds that it will establish, maintain and collect rates and charges for electricity furnished, sufficient to meet the same requirements contained in Section 10 a of this ordinance. That the City will also covenant and provide in each such ordinance that it will pay into and maintain in the Reserve Account the amounts required by Section 7 of this ordinance to be paid into and maintained in said Account; and

c. That at the time of the issuance of such Parity Bonds the City shall have on file a certificate executed by an independent consulting engineer experienced in the construction and operation of municipal utilities, showing that the net revenue of the System available for revenue bond debt service for a period of any twelve consecutive months out of the twenty-four months immediately preceding the month of delivery of such Parity Bonds, together with his estimate of the annual net revenue to be derived by the City from any increase in customers that have connected their premises to the System on or before the time of delivery of such Parity Bonds not reflected in the above-required twelve-consecutive-month net revenue statement, together with his estimate of the annual net revenue to be derived by the City from the additions and improvements to or replacements and extensions of the System to be constructed or installed out of the proceeds of such Parity Bonds, will be equal to at least 1.4 times the average amount required annually thereafter for the payment of the principal of and interest on all outstanding bonds then payable out of the Bond Redemption Fund and on such Parity Bonds being issued.

The words "net revenue of the System available for revenue bond debt service" as used in subparagraph c immediately above

shall mean the gross operating revenues and receipts of the System for said twelve-months period after deducting therefrom all normal expenses of maintenance and operation of the System incurred during such twelve-months period, but before depreciation and debt service on any outstanding junior lien electric utility revenue bonds.

The words "annual net revenue" as used in subparagraph c above shall mean such engineer's estimate of the annual gross revenue to be derived by the City from the operation of the additions and improvements to and extensions of the System to be constructed out of the proceeds of sale of such Parity Bonds, less his estimate of any additional annual necessary operating and maintenance expenses of the System allocable to such additions, improvements and extensions; and such "annual net revenue" must be computed on the basis of any increase or decrease in gross revenue to be derived by any increase or decrease in rates or charges fixed for electricity furnished by the City to be effective on or before the time of delivery of such Parity Bonds.

B. That the City may issue Parity Bonds for the purpose of refunding by exchange or purchasing and retiring at or prior to their maturity, any part or all of the then outstanding bonds payable out of the Bond Redemption Fund, if the issuance of such refunding Parity Bonds does not require a greater amount to be paid out of the Revenue Fund for principal and interest on the refunding revenue bonds to be issued over their life than is required to be paid out of such Fund for the principal and interest over the life of the bonds to be refunded, and if the conditions required in subparagraphs A(a) and A(b) of this section are complied with.

C. Nothing herein contained shall prevent the City from issuing electric utility revenue bonds which are a charge upon the

money in the Revenue Fund junior or inferior to the payments required to be made out of such Fund into the Bond Redemption Fund and Reserve Account, or from issuing electric utility revenue bonds to refund maturing bonds for the payment of which moneys are not otherwise available.

Section 12. The action of the City officials in negotiating the sale of the Bonds to Marshall and Meyer Incorporated, at par plus accrued interest to the date of delivery and under the terms and conditions of the Bonds as set forth in this ordinance, is hereby in all respects ratified and confirmed.

The proper City officials are hereby authorized and directed to do everything necessary for the prompt issuance and delivery of the Bonds and for the proper use and application of the proceeds of such sale.

Section 13. An emergency is hereby declared to exist, and the rules governing the introduction, reading, passage and approval of this ordinance are hereby suspended and this ordinance shall be effective immediately upon its passage and approval.

Section 14. It is hereby found and declared that the publication of this ordinance is very impracticable under the circumstances existing and that this ordinance shall be published by posting, and the Clerk is hereby directed to post a copy of this ordinance in at least five conspicuous public places within the City of Wrangell.

PASSED by the Council of the City of Wrangell, Alaska, this 7th day of October, 1963.

CITY OF WRANGELL, ALASKA

By

Horis M. Barnes
Mayor

ATTEST:

Oliver E. Morrison
City Clerk

CITY OF WRANGELL, ALASKA
Ordinance No. 218

AN ORDINANCE AMENDING TITLE 21, CHAPTER 20, PEDDLERS
AND ITINERANT MERCHANTS LICENSE, BY ADDING A NEW
SECTION ENTITLED " EXEMPTIONS "

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals any and all other ordinances or parts of ordinances conflicting herewith.

Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Section. The following annexed section, Sec. 21.20.040, is hereby adopted as a part of, and amendment to Chapter 20, Title 21 of the City of Wrangell Code.

PASSED AND APPROVED: Sept 24, 1968.

Arthur B Nelson
Mayor

Attest Simian Hills
Clerk

1st reading Sept 10, 1968

2nd reading Sept. 24, 1968

3rd reading Sept 24, 1968.

Published by Title, October 10, 1968

Chapter 20. Peddler's and Itinerant
Merchant's License

Sec. 21.20.040 Exemptions. This ordinance shall not apply to any local sale relating to the city's tourist and newspaper industries, specifically including, but not by way of limitation, sales of garnets, newspapers and local publications by local residents.

CITY OF WRANGELL, ALASKA
Ordinance No. 217

AN ORDINANCE PROVIDING FOR ADMINISTRATIVE GUIDES
FOR THE SUPPLY AND USE OF WATER AND THE OPERATION
OF THE WRANGELL WATER SYSTEM.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. Ordinances 31-A, 64, 118, 136, 145 and 165 are hereby repealed.

Sec. 4. Effective Date. This ordinance shall become effective upon passage and approval and publication as required by the Charter and ordinances of the City.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 54.10.010 through Sec. 54.10.330, both inclusive, are hereby adopted as a part of this ordinance and Title 54 of the City of Wrangell Code.

PASSED and APPROVED: Sept 24, 1968.

Arthur B Nelson
Mayor

Attest:

Simian Hills
City Clerk

1st reading Sept. 10, 1968

2nd reading Sept. 24, 1968

3rd reading Sept. 24, 1968

Published by Title, October 10, 1968

CITY OF WRANGELL CODE

TITLE 54. PUBLIC UTILITIES

Chapter - Section

- 54. Supply and Use of Water
 - 54.10.010 Supply
 - 54.10.015 Quality
 - 54.10.020 Ownership of System
 - 54.10.025 Special Contracts
 - 54.10.030 Resale of Water
 - 54.10.035 Service Preference
 - 54.10.040 Application Form
 - 54.10.045 Deposits and Establishment of Credit
 - 54.10.050 Establishment of Credit
 - 54.10.055 Deposits
 - 54.10.060 Forfeiture of Deposit
 - 54.10.065 Ownership, Installation and Maintenance
 - 54.10.070 Service Connection Charge
 - 54.10.075 Size of Service
 - 54.10.080 Changes in Service Size
 - 54.10.085 Length of Service
 - 54.10.090 Joint Service Connections
 - 54.10.095 Number of Service Connections on Premises
 - 54.10.100 Standby Fire Protection Service Connections
 - 54.10.105 Charges for Service
 - 54.10.110 Violations of Regulations
 - 54.10.115 Fire Service Connections Other Than Standby
 - 54.10.120 Responsibility for Meters and Installation
 - 54.10.125 Control Valves
 - 54.10.130 Ownership of Meters
 - 54.10.135 Installation
 - 54.10.140 Size and Type of Meter
 - 54.10.145 Location of Meters
 - 54.10.150 Joint Use Meters
 - 54.10.155 Changes in Size or Location
 - 54.10.160 Water Rates
 - 54.10.165 Notices to Customers
 - 54.10.170 Notices from Customers
 - 54.10.175 Meter Readings
 - 54.10.180 Flat Rates
 - 54.10.185 Billing Period
 - 54.10.190 Bills for Other Than Normal Billing Period

54.10.195 Bills for More Than One Meter
54.10.200 Disputed Bills
54.10.205 Payment of Bills
54.10.210 Delinquent Notice
54.10.215 Turnoff Notice
54.10.220 Service Turnoff
54.10.225 Service Charge
54.10.230 Installment Payments of Delinquent
Accounts
54.10.235 Meter Accuracy
54.10.240 Meter Test on Customer Request
54.10.245 Meter Test on City Request
54.10.250 Adjustment of Bills for Meter Error
Fast Meters
54.10.255 Adjustment of Bills for Meter Error
Slow Meters
54.10.260 Nonregistering Meters
54.10.265 Discontinuance of Service -
Customer Request
54.10.270 Nonpayment of Bills
54.10.275 Water Waste
54.10.280 Service Detrimental to Others
54.10.285 Fraud or Abuse
54.10.290 Unauthorized Turn-on
54.10.295 Noncompliance with Regulations
54.10.300 Restoration of Service
54.10.305 Unusual Demands
54.10.310 Access to Property
54.10.315 Responsibility for Customer
Equipment
54.10.320 Responsibility for City Equipment
54.10.325 Damage to City Equipment
54.10.330 Fire Hydrant Operation

Chapter 54. Supply and Use of Water

Sec. 54.10.010. Supply. The City will exercise reasonable diligence and care to deliver a continuous and sufficient supply of water to the customer at a proper pressure and to avoid any shortage or interruption in delivery.

The City will serve water at the pressure available and will reduce the pressure where necessary to protect the piping and, within reasonable limits, as satisfactory to the customer. Where pumping is required to serve a customer at too high an elevation to be served by gravity, the City may, at its option, require the customer to provide a suitable pump as a condition of service. The installation shall be subject to approval by the Water Superintendent.

Sec. 54.10.015. Quality. The City will exercise reasonable diligence to supply a safe and potable water at all times.

Sec. 54.10.020. Ownership of System. All water mains, valves, fittings, hydrants, and other appurtenances, except customer service lines, shall be the property of the City.

Sec. 54.10.025. Special Contracts. When the applicant's requirements for water are unusual or large, or necessitate considerable special or reserve equipment or capacity, the City reserves the right to make special contracts, the provisions of which are different from and have exceptions to the regularly published water rates, and the provisions of this Chapter. This special contract shall be in writing and signed by the applicant and the Council.

Sec. 54.10.030. Resale of Water. Resale of water shall only be permitted under special contract, in writing, between the Council and the person or party selling the water.

Sec. 54.10.035. Service Preference. In case of shortage of supply, the City reserves the right to give preference in the matter of furnishing service to customers and interests of the

City from the standpoint of public convenience or necessity. Water service to users outside the City boundaries shall, at all times, be subject to the prior and superior rights of the customers within the City.

Sec. 54.10.040. Application Form. Each applicant for water service shall sign an application form provided by the City giving date of application, location of premises, whether they have been served before, the date on which applicant desires to have service begin, purpose for which service is to be used, the address for mailing or delivery of bills, the applicant's address (owner, tenant, or agent), the class and size of service, and such other information as the City may reasonably require. In signing the application, the customer agrees to abide by the City Code. The application is merely a written request for service and does not bind the City to serve.

Sec. 54.10.045. Deposits and Establishment of Credit. At the time application for service is made, the applicant shall establish his credit with the City.

Sec. 54.10.050. Establishment of Credit. The credit of the applicant will be deemed established:

a. If the applicant makes a cash deposit with the City to secure payment of bills for service. The deposit shall be a sum equal to the estimated bill for two billing periods but not less than Ten Dollars (\$10.00).

b. If the applicant has promptly paid all accounts due the City for a period of twelve (12) consecutive billing periods.

c. If the applicant can otherwise convince the City that all bills will be paid when due.

Sec. 54.10.055. Deposits. At the time the deposit is given to the City the applicant will be given a receipt for the same. The deposit is not to be considered as a payment on account. The deposit will be returned to the customer when service to the customer is discontinued, provided all outstanding bills have been paid. The City may, at its option, return the deposit without application, provided all bills have been paid promptly for twelve (12) consecutive billing periods. The City will not pay interest on any deposit.

Sec. 54.10.060. Forfeiture of Deposit. If an account becomes delinquent and it necessary to turn off the service,

the deposit shall be applied to the unpaid balance due. Water service will not be restored to that customer at the same or different premises until all outstanding bills due the City have been paid and the cash deposit replaced.

Sec. 54.10.065. Ownership, Installation, and Maintenance. The City shall own, install, and maintain all services and installations; and maintenance shall only be performed by authorized employees or agents of the City. The customer shall own, install, and maintain the customer service line.

Sec. 54.10.070. Service Connection Charge. At the time the applicant files for service where no service previously existed, or if he is filing for a change in service size or location, he shall submit with his application the service connection charge.

This charge is to cover the actual cost to the City to install the service from the main to and including the meter and the meter housing. The service connection charge shall be as determined by the City in the current published water rate schedule.

Sec. 54.10.075. Size of Service. The City will furnish and install a service of such size and at such locations as the applicant requests, provided such requests are reasonable and that the size requested is one that is listed by the City. The minimum size of service pipe shall be 3/4-inch. The City may refuse to install a service line which is undersized or oversized.

Sec. 54.10.080. Changes in Service Size. Permanent changes in the size of the service line requested by the customer shall be paid by the customer on the basis of actual cost to the City for making the change.

Sec. 54.10.085. Length of Service. Where the main is in a public right-of-way, the meter will be placed at the right-of-way line nearest the property to be served for the standard connection fee, provided the length of service does not exceed the width of the right-of-way.

Where the main is on an easement or publicly owned property other than designated rights-of-way, the service shall be installed to the boundary of the easement or public property by the City, provided the length of service does not exceed thirty (30) feet.

If, in either case cited above, the length of service

line to the meter location exceeds the maximum stated, the applicant shall pay the extra cost of the line on the basis of actual cost to the City for labor, materials, and equipment rental, plus 15 percent.

Sec. 54.10.090. Joint Service Connections. The City may, at its option, serve two or more premises with one service connection. On new service connections, the inside diameter of such joint lines shall be sufficient to provide a carrying capacity not less than the combined capacity of individual service lines of the same size as the meters installed.

Service extensions from an existing service to other occupancies or ownerships than that for which the existing service was intended shall not be permitted except under special considerations approved by the Council.

Sec. 54.10.095. Number of Service Connections on Premises. The owner of a single parcel of property may apply for and receive as many services as he and his tenants require, provided his application or applications meet the requirements stated herein.

Sec. 54.10.100. Standby Fire Protection Service Connections. Standby fire protection service connections of 2-inch size and larger will be installed only if adequate provisions are made to prevent the use of water from such services for purposes other than fire extinguishing. Sealed fire sprinkler systems with water-operated alarms shall be considered as having such provisions. The City may require that a suitable detector check meter be installed in the standby fire protection service connections, to which hose lines or hydrants are connected.

Sec. 54.10.105. Charges for Service. Charges for standby fire protection service will be as stated in the published water rate schedule. No charge will be made for water used in the standby fire protection services to extinguish accidental fires or for routine testing of the fire protection system. The customers shall pay the full cost of the standby fire protection service connection, any required detector check meters, and any required special water meter installed solely for the service to the standby connection.

Sec. 54.10.110. Violations of Regulations. If water is used from a standby pipe connection service in violation of these regulations, an estimate of the amount used will be computed by the City. The customer shall pay for the water used at the regular rates, including the minimum charge based on the size of the service connection and subsequent bills

not be located in driveways or other locations where drainage to the meter or its related parts may occur.

Sec. 54.10.150. Joint Use Meters. The joining of several customers to take advantage of the single minimum charges and large quantity rates shall be prohibited, except under special contract, in writing, with the Council.

Sec. 54.10.155. Changes in Size or Location. If, for any reason, a change in size of a meter and service is required the installation will be accomplished on the basis of a new connection, and the customer's application shall be amended. Meters or services moved for the convenience of the customer will be relocated only at the customer's expense.

Sec. 54.10.160. Water Rates. The water rates to be charged for size of service, including minimum charges, charges for water used over the specified minimum, charges for specified commercial users, and service connection charges, shall be published in separate schedules. These schedules approved by the Council, shall become a part of this section by reference. These water rates and service connection charges may be revised at any time by motion of the Council.

Sec. 54.10.165. Notices to Customers. Notices from the District to the customer will normally be given in writing and either mailed or delivered to him at his last known address. Where conditions warrant and in emergencies, the City may notify either by telephone or messenger.

Sec. 54.10.170. Notices from Customers. Notices from the customer to the City may be given by the customer or his authorized representative orally or in writing at the office of the City or to an agent of the City duly authorized to receive notices or complaints.

Sec. 54.10.175. Meter Readings. Meters will be read and customers billed on the basis of the meter reading to the nearest 1,000 gallons; that is, no charge will be made for amounts from 1 to 490 gallons, and the charge for amounts from 500 to 999 gallons will be for 1,000 gallons.

The City will keep an accurate account on its books of all readings of meters; and such account, so kept, shall be offered at all times, places, and courts as prima facie evidence of the use of water service by the customer.

Sec. 54.10.180. Flat Rates. Where meters have not been installed, the customer shall be billed on the basis of the minimum monthly charge for the size of service supplied

to the customer.

Sec. 54.10.185. Billing Period. Meters shall be read and bills shall be rendered monthly.

Sec. 54.10.190. Bills for Other Than Normal Billing Period. Opening or closing bills, or bills that for any other reason cover a period containing 10 percent more days or 10 percent less days than in the normal billing period shall be prorated.

Sec. 54.10.195. Bills for More Than One Meter. All meters or services supplying a customer's premises shall be billed separately, except that where the City has, for operating purposes, installed two or more meters or services in place of one, the readings may be combined for billing.

Sec. 54.10.200. Disputed Bills. When a customer disputes the correctness of a bill, he shall deposit the amount of the disputed bill at the time the complaint is lodged, to preclude discontinuance of service pending final settlement of the bill or bills. Subsequent bills shall be paid or placed on deposit in a similar manner. Failure of the customer to make such a deposit shall warrant discontinuance of service, as provided under this Chapter.

Sec. 54.10.205. Payment of Bills. Each bill rendered shall contain the final date on which payment is due. If the bill is not paid by that date, the account shall be considered delinquent unless arrangements have been made with the Council, in writing, that specify another due date.

Sec. 54.10.210. Delinquent Notice. A reminder of account delinquency shall be sent, at the discretion of the Superintendent, to each delinquent account on or a-out 30 days after the account becomes delinquent.

Sec. 54.10.215. Turnoff Notice. On or about 40 days after an account becomes delinquent, a turnoff notice shall be sent to the customer. Said notice shall state a date on which water will be turned off if the delinquent account is not paid in full prior thereto.

Sec. 54. 10.220. Service Turnoff. On the turnoff date, the meter reader or other agent of the City shall deliver a written notice to the customer stating that the water service is being turned off until all delinquent amounts have been paid. The meter reader or other agent of the City shall immediately thereafter turn off the service. A delivery to any person residing at the address served by the meter shall be considered

a delivery to the customer. If there is no person present at the address served, then the notice may be left on the premises stating that water service will be discontinued on the following morning. If delinquent bills are not paid by the following morning, the meter reader shall return to the premises, shut off the water service, and leave a notice that the water service has been turned off until all delinquent accounts have been paid.

Sec. 54.10.225. Service Charge. In all instances where water has been turned off because of delinquent accounts, a \$2 service charge shall be made for the restoration of service; and replacement of the cash deposit, as stated in this Chapter will be required.

Sec. 54.10.230. Installment Payments of Delinquent Accounts. In cases of extreme hardship, the Superintendent shall have the discretion of renewing service to a delinquent account upon receipt of a satisfactory installment plan for the payment of the overdue amount.

Sec. 54.10.235. Meter Accuracy. All meters will be tested prior to installation. No meter will be placed in service or allowed to remain in service which is known to have an error in registration in excess of 5 percent under conditions of normal operation.

Sec. 54.10.240. Meter Test on Customer Request. A customer may, giving not less than 7 days' notice, request the City to test the meter serving his premises. The City will require the customer to deposit the testing fee. This fee shall be \$4 for meters 1 inch and smaller and for meters larger than 1 inch shall be an estimate of the cost of testing the meter as determined by the Superintendent. The deposit will be returned to the customer if the test reveals the meter to overregister more than 5 percent under conditions of normal operation. If the meter is operating satisfactorily or if the meter underregisters more than 5 percent under the standard test conditions, the deposit shall be forfeited to the City. Customers may, at their option, witness any meter tests which they request.

Sec. 54.10.245. Meter Test on City Request. If, upon comparison of past water usage, it appears that a meter is not registering properly, the District may, at its option, test the meter and adjust the charges accordingly if the meter either overregisters or underregisters. No charge for meter testing will be made to the customer for the meter test under these conditions.

Sec. 54.10.250. Adjustment of Bills for Meter Error - Fast Meters. When, upon test, a meter is found to be registering

more than 5 percent fast under normal operating conditions, the City will refund to the customer the full amount of the overcharge, based on corrected meter readings, not exceeding two regular billing periods that the meter was in use.

Sec. 54.10.255. Adjustment of Bills for Meter Error - Slow Meters. When, upon test, a meter is found to be registering more than 10 percent slow, the City may bill the customer for the amount of the undercharge, based upon corrected meter readings, not exceeding two regular billing periods that the meter was in use.

Sec. 54.10.260. Nonregistering Meters. The City will bill the customer for water consumed while the meter was not registering. The bill will be computed upon an estimate of consumption based either upon the customer's prior use during the same season of the previous year, or upon a reasonable comparison with the use of other customers receiving the same class of service during the same season and under similar circumstances and conditions, or both.

Sec. 54.10.265. Discontinuance of Service - Customer Request. Each customer about to vacate any premises supplied with water service by the City shall give the City written notice of his intentions at least two days prior thereto, specifying the date service is to be discontinued; otherwise, he will be responsible for all water supplied to such premises until the City shall receive notice of such removal.

At the time specified by the customer that he expects to vacate the premises where service is supplied or that he desires to be discontinued, the meter will be read and a bill rendered which is payable immediately. In no case will the bill be less than the proportionate share of the monthly minimum specified in the schedule applying to the size of service furnished.

Sec. 54.10.270. Nonpayment of Bills. A customer's water service may be discontinued if the water bill is not paid in accordance with the procedures set forth in this Chapter.

Sec. 54.10.275. Water Waste. Where water is wastefully or negligently used on a customer's premises, seriously affecting the general service, the City may discontinue service if such conditions are not corrected after due notice by the City.

Sec. 54.10.280. Service Detrimental to Others. The City may refuse to furnish water and may discontinue service to any premises where excessive demand by one customer will result in inadequate service to others.

or will be fixed by the Council in the case of a nonmetered service.

Sec. 54.10.310. Access to property. The duly appointed employees of the City, under the direction of the Superintendent, shall have free access at all reasonable hours of the day to any and all parts of structures and premises in which water is or may be delivered for the purpose of inspecting connections, the conditions of conduits and fixtures, and the manner and extent in which the water is being used. The City does not, however, assume the duty of inspecting the customer's line, plumbing, and equipment, and shall not be responsible therefor.

Sec. 54.10.315. Responsibility for Customer Equipment. The City shall not be liable for any loss or damage of any nature whatsoever caused by any defect in the customer's line, plumbing, or equipment, nor shall the City be liable for loss or damage due to interruption of service or temporary changes in pressure.

The customer shall be responsible for valves on his premises being turned off when the water service is turned on.

Sec. 54.10.320. Responsibility for City Equipment. City equipment on the customer's premises remains the property of the City and may be repaired, replaced, or removed by the City employees or agents at any time without consent of the customer. No payment will be made to the property owner for the right to install, maintain, replace, or remove City equipment and must in no way interfere with its operation. The property owner must keep vicious dogs or other animals secured or confined to avoid interference with the utility operation and maintenance.

Sec. 54.10.325. Damage to City Equipment. The customer shall be liable for any damage to equipment owned by the City which is caused by an act of the customer, his tenants, agents, employees, contractors, licensees, or permittees. Damage to equipment shall include but not be limited to breaking of seals and locks, tampering with meters, injury to meters, including but not limited to damage by hot water or steam, and damaged meter boxes, curb stops, meter stops, and other service appurtenances.

Sec. 54.10.330. Fire Hydrant Operation. No person or persons other than those designated and authorized by the City shall open any fire hydrant belonging to the City, attempt to draw water from it or in any manner damage or tamper with it. Any violation of this regulation will be prosecuted according to law. No tool other than special hydrant wrenches shall be used to operate a hydrant valve. In cases where a temporary

Sec. 54.10.285. Fraud or Abuse. The City will refuse or discontinue service to any premises where it is deemed necessary to protect the City from fraud or abuse. Discontinuance of service from one or both of these causes will be made immediately upon receipt of knowledge by the City that the condition or conditions exist.

Sec. 54.10.290. Unauthorized Turn-On. Where water service has been discontinued for any reason and the water is turned on by the customer or other unauthorized person, the water may then be shut off at the main or the meter removed. The charges for shutting off the water at the main or removing the meter shall be computed at actual cost to the City plus 15 percent overhead, but not less than \$5. These charges shall be billed to the offending customer and water shall not be furnished to the premises until such charges are paid and the City has reasonable assurances that the violation will not reoccur.

Sec. 54.10.295. Noncompliance With Regulations. The City may, upon five (5) days' notice, discontinue service to a customer's premises for failure to comply with any of the provisions of this Chapter.

Sec. 54.10.300. Restoration of Service. Restoration of service after discontinuance for nonpayment of bills shall be made after payment of current and past-due charges plus Two Dollars (\$2) for restoration charge and posting a deposit as hereinbefore provided.

Restoration of service after discontinuance of service for unsafe facilities, water waste, fraud, abuse, or for non-compliance with any of the provisions of this Chapter will only be made after the irregularity has been corrected and the City has been assured that the irregularity will not reoccur. The restoration charge shall be Two Dollars (\$2) plus any other charges due or past due that the City may have incurred to correct the irregularity.

Sec. 54.10.305. Unusual Demands. When an abnormally large quantity of water is desired for filling a swimming pool, log pond, or for other purposes, arrangements must be made with the utility prior to taking such water.

Permission to take water in unusual quantities will be given only if the City facilities and other consumers are not inconvenienced.

Payment for such water will be in accordance with the regular schedule for water rates if service is through a meter

service has been granted and water is received through a fire hydrant, an auxiliary external valve will be provided to control the flow of water.

CITY OF WRANGELL
WATER RATE AND CONNECTION CHARGES

SCHEDULE A
SERVICE CONNECTION CHARGES

<u>Size of Service</u>	<u>Charges</u>
3/4"	\$125.00
1"	145.00
1 1/4"	200.00
1 1/2"	325.00
2"	425.00

Any additional charges including the service connection fee for services larger than those stated will be based on the actual cost of materials and installation plus 10%.

The amount of charges over the service connection fee are subject to change by the City Council.

SCHEDULE B
MONTHLY RESIDENTIAL SERVICE CHARGES

The charge per service per month for water service will be as follows:

<u>Size of Service</u>	<u>Minimum Charge</u>
3/4"	\$6.25
1"	7.50

For all metered water service, the charge will be as follows:

1st 15,000 gallons	.30 per 1000 gallons
All over 15,000 gallons	.08 per 1000 gallons

This rate schedule is subject to change without notice by the City Council and shall in no way bind the City to supply service at these figures.

SCHEDULE C

MONTHLY COMMERCIAL SERVICE CHARGES

Hospital	\$ 25.00
Bakery	12.00
Bank	8.00
Barber & Beauty Shops	10.00
Canneries, Salmon	160.00
Cleaners, dry	20.00
Churches	7.00
Cold Storage Plants	160.00
Shell Fish Canneries	85.00
Dentists	8.00
Doctors	8.00
Garages, Filing stations	9.00
Hotels, Motels, minimum	25.00
Houses, Rooming	8.00
Bars	15.00
Laundries	40.00
Laundries, self service	18.00
Lodges	20.00
Machine Shop	7.50
Offices, Minimum	7.50
Bulk oil station	25.00
Restaurants	25.00
Stores, grocery	15.00
Schools	25.00
Shipyards	8.00
Sawmills	175.00
Theatres	10.00
Wharves and docks	12.00
Federal Building	25.00
Ocean going freight vessels taking water	150.00
Stores, retail	8.00
Drug Stores	15.00

CITY OF WRANGELL, ALASKA
Ordinance No. 216

AN ORDINANCE CREATING CIVIL DEFENSE AS AN AGENCY
OF GOVERNMENT FOR THE CITY AND PROVIDING FOR A
CIVIL DEFENSE ORGANIZATION WITH A DIRECTOR AND
STAFF

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 4. Adoption of Sections. The following annexed sections, Sec. 24.05.010 through 24.05.030 all inclusive, are hereby adopted as a part of this ordinance and Title 24 of the City of Wrangell Code.

PASSED AND APPROVED: Sept. 24, 1968.

Arthur B. Nelson
Mayor

Attest Simian Hills
Clerk

1st reading Sept. 10, 1968
2nd reading Sept. 24, 1968
3rd reading Sept. 24, 1968

Published by Title, October 10, 1968

CITY OF WRANGELL CODE

TITLE 24. CIVIL DEFENSE

Chapter - Section

- 05. Establishment, Organization and Purpose
 - 24.05.010 Establishment of Division
 - 24.05.020 Organization and Membership
 - 24.05.030 Purposes and Functions

Chapter 05. Establishment, Organization and Purpose

Sec. 24.05.010. Establishment of Division. There is hereby created the Division of Civil Defense for the City of Wrangell as an agency of the said government to be composed of the Mayor and such other persons as he may appoint. The Mayor shall appoint a Civil Defense Director and Staff to serve at the pleasure of the Mayor.

Sec. 24.05.020. Organization and Membership. The Division of Civil Defense, all officers and employees of the City, together with those volunteer forces enrolled to aid them prior to or during a disaster, shall constitute the local civil defense organization, as provided by law.

Sec. 24.05.030. Purposes and Functions. The purpose of the Division of Civil Defense is to provide an orderly means for planning to meet those emergencies which threaten life or property.

CITY OF WRANGELL, ALASKA
Ordinance No. 215

AN ORDINANCE PROHIBITING THE DISCHARGE OF FIREARMS AND OTHER PROJECTILE-PROPELLING DEVICES WITHIN THE CORPORATE LIMITS OF THE CITY LIMITS OF THE CITY OF WRANGELL AND PROHIBITING THE CARRYING OF LOADED FIREARMS OR OTHER PROJECTILE-PROPELLING DEVICES WITHIN THE CORPORATE LIMITS OF THE CITY OF WRANGELL.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections adopted hereby shall become a part of the code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals all other ordinances or parts of ordinances conflicting herewith.

Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, bearing code no. Sec. 30.20.060 and 30.20.070, are hereby adopted as a part of this ordinance and Title 30 of the City of Wrangell Code.

PASSED AND APPROVED: Sept. 24, 1968

Arthur B. Nelson
Mayor

Attest

Lucian Hills
Clerk

1st reading Sept. 10, 1968

2nd reading Sept. 24, 1968

3rd reading Sept. 24, 1968

Published by Title, October 10, 1968

CITY OF WRANGELL CODE

TITLE 30. CRIMES AND PENALTIES

Chapter	Section
20.	Crimes,
	30.20.060 Discharge of firearms
	30.20.070 Carrying firearms

Chapter 20. Crimes

Sec. 30.20.060. Discharge of firearms. It is unlawful for any person, other than authorized police personnel, to discharge any firearm, air rifle, air pistol, B-B gun or other Projectile-propelling device within the corporate limits of the City.

Sec. 30.20.070. Carrying loaded firearms. It is unlawful for any person, except authorized police personnel, to carry any firearm, air rifle, air pistol, B-B gun or other projectile-propelling device, which contains any cartridge, pellet, B-B, dart or other ammunition within the chamber or magazine thereof, within the corporate limits of the city.

CITY OF WRANGELL, ALASKA
Ordinance No. 214

AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT
OF A
PARKS, RECREATION AND YOUTH BOARD AND DIRECTOR
AND THE DUTIES AND FUNCTIONS THEREOF

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL,
ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections adopted hereby shall become a part of the code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals all other ordinances or parts of ordinances conflicting herewith.

Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, bearing code no. Sec. 47.10.010 through 47.20.020 are hereby adopted as part of this ordinance and Title 47 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED Sept. 24, 1968.

Arthur B. Nelson
Mayor

ATTEST:

Siwaw Hills
Clerk

1st reading Sept. 10, 1968

2nd reading Sept. 24, 1968

3rd reading Sept. 24, 1968

Published by Title, October 10, 1968

CITY OF WRANGELL CODE

TITLE 47. PARKS AND RECREATION

Chapter	-	Section
10.		Parks, Recreation and Youth Board
	47.10.010	Parks, recreation and youth board: created, membership.
	47.10.020	Powers and duties.
20.		Director
	47.20.010	Director of parks, recreation and youth services: office created.
	47.20.020	Powers and duties.

Chapter 10. Parks, Recreation and Youth Board

Sec. 47.10.010. Parks, recreation and youth board: created, membership. There shall be created a parks, recreation and youth board, which shall consist of six members appointed by the mayor with the approval of the council for overlapping three year terms. All members of the board shall be residents of the city. The terms of the members shall begin on October 1, and two members shall be appointed each year. A member may be removed by the mayor with approval of the council for the good of the service. Vacancies shall be filled for the unexpired terms. Members shall serve without compensation.

At the time prescribed for the beginning of the terms of the newly appointed members or as soon thereafter as practicable, the board shall elect a chairman, a vice chairman, and a secretary. The board shall determine the time and place of its regular meetings, and the chairman or three members may call special meetings.

Sec. 47.10.020. Powers and duties. The parks, recreation and youth board shall study the recreational needs of the people of the city, and shall make such recommendations relating to parks, playgrounds and other recreational facilities and relation to public recreational programs and activities, to the director of the parks, recreation and youth services, the city mayor, and the council, as it deems desirable. The board shall also strive to create public interest in the establishment of a teen club to meet the recreational needs of the teenage youths. The board shall study the possibilities of summer recreation programs for all children, improved parks and recreation areas, and any other recreational activities.

Chapter 20. Director

Sec. 47.20.010. Director of parks, recreation and youth services: office created. There shall be a director of parks, recreation and youth services, who shall be attached to the office of the mayor and who shall be appointed by the mayor with approval of the council. The director shall serve at the pleasure of the mayor and council and shall receive such salary as to be determined by the council.

Sec. 47.20.020. Powers and duties. The director of parks, recreation and youth services under the supervision and control of the mayor, shall have charge of and direct the recreational programs and activities sponsored or carried on by the city government, and shall have charge of the parks and playgrounds and other municipal facilities used in connection therewith. The director shall work with the parks, recreation and youth board to affect and carry out the recommendations of the board, which recommendations have been approved by the council.

CITY OF WRANGELL, ALASKA
Ordinance No. 213

AN ORDINANCE PROVIDING FOR THE REGULATION OF ESTABLISHMENTS
DISPENSING LIQUOR AND PROHIBITING SALE OF LIQUOR TO MINORS
AND INTOXICATED PERSONS

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. This ordinance hereby repeals Sec. 4 through 6 of Ordinance 159, Sec. 3 through 12 of Ordinance 90, Ordinance 128 and Ordinance 122; and all other ordinances or parts of ordinances conflicting herewith are hereby repealed by this ordinance.

Sec. 4. Effective date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 06.10.010 through 06.10.045 all inclusive, are hereby adopted as a part of this ordinance and Title 06 of the City of Wrangell Code.

PASSED AND APPROVED: Sept. 24, 1968.

Attest

Simon Hills
Clerk

Arthur B. Nelson
Mayor

1st reading Sept. 10, 1968

2nd reading Sept. 24, 1968

3rd reading Sept. 24, 1968

Published by Title, October 10, 1968

CITY OF WRANGELL CODE

TITLE 06. ALCOHOLIC BEVERAGES

Chapter - Section

10. Alcoholic Beverages

- 06.10.010 License Required
- 06.10.015 Recommendation by Council;
Application
- 06.10.020 Place of Sale
- 06.10.025 Partitions
- 06.10.030 Entry of Minors Prohibited
- 06.10.035 Sale to Intoxicated Persons
Prohibited
- 06.10.040 Purchase by Minors
- 06.10.045 Sales not on the Premises
Prohibited

Chapter

20. Hours of Sale

Section

- 06.20.010 Hours of Sale
- 06.20.015 Clearing the Premises
- 06.20.020 Penalty

Chapter 10. Alcoholic Beverages

Sec. 06.10.010. License Required. It shall be unlawful for any person to manufacture, sell, offer for sale, or possess for sale, or barter any alcoholic beverage including beer and wine without displaying a license therefor obtained as required by State law.

Sec. 06.10.015. Recommendation by Council; Application. Any person seeking the recommendation of the Council, prior to issuance of a license by the State, shall present to the Council, a copy of his application to the State for a license fully completed and executed, together with a current statement prepared by the City Clerk that any and all taxes, fees and assessments due to the City by the applicant have been paid in full.

Sec. 06.10.020. Place of Sale. No intoxicating liquor may be kept, bartered, sold or delivered in the same building with groceries or general merchandise. Such separate building where intoxicating liquor is kept, bartered, sold or delivered shall be entered from the street only and shall not be connected with any grocery or general merchandise establishment by any back entry or passages.

Sec. 06.10.025. Partitions. Any persons licensed to sell intoxicating liquor where there is conducted, operated or maintained in the same building a card room, pool table or confectionery are required to erect a screen, partition or lock as may be approved by the Council. Such screen, partition or lock shall close to the public that portion of the building where intoxicating liquor is kept, bartered, sold or delivered and shall remain closed and locked during the hours prohibited for the sale or dispensing of intoxicating liquor.

Sec. 06.10.030. Entry of Minors Prohibited. It is unlawful to permit any person under the age of twenty-one years to enter any beverage dispensary or liquor store unless said minor is accompanied by his parent or guardian or spouse who has attained the age of twenty-one years.

Sec. 06.10.035. Sale to Intoxicated Persons Prohibited. No person shall give, barter, or sell any alcoholic beverage to any intoxicated person or to any habitual drunkard. Such transaction by an employee of any alcoholic beverage dispensary or liquor store shall be deemed the act of the owner thereof and the owner may be prosecuted as well as said employee. For the purpose of this ordinance any person who has been convicted two

or more times of drunkenness or disorderly conduct arising from intoxication within a period of one year by the Deputy Magistrate Court in Wrangell, Alaska, shall be deemed an habitual drunkard for the purpose of this section.

Sec. 06.10.040. Purchase by Minors.

(a) It shall be unlawful for any person under the age of twenty-one years to solicit the purchase of or in any other way to attempt to purchase or otherwise secure any intoxicating liquor.

(b) It shall be unlawful for any person to influence or attempt to influence the sale, giving or serving of intoxicating liquor, to a person under twenty-one years of age, by misrepresenting the age of the person, or to order, request, receive or procure from any licensee, employee or other person, for the purpose of selling, giving or serving the same to a person under twenty-one years of age.

(c) It shall be unlawful for any person under the age of twenty-one years to enter any premises licensed to sell intoxicating liquor and to offer or present to any licensee or his employee a fraudulent or false certificate of birth or other written evidence of age which is not actually his own, or who shall otherwise misrepresent his age, for the purpose of inducing the licensee or his employee to sell, give, barter, serve or furnish intoxicating liquor.

(d) Any licensee or his employee who questions, or has reason to question, whether a person entering upon a licensed premises or ordering, purchasing, attempting to purchase or otherwise procure or attempt to procure the serving or delivery of intoxicating liquors, has attained the age of twenty-one years shall require the person to sign a statement that he is over the age of twenty-one years. If a licensee, or his employee, in good faith, secures such a signed statement, he shall not be subject to prosecution under this ordinance for violations pertaining to serving liquor to minors.

(e) Any licensee or his employee who allows to remain upon a licensed premises where intoxicating liquors are sold any person under the age of twenty-one years not in the company of his parent or legal guardian or spouse who has attained the age of twenty-one years, or sells, gives or serves intoxicating liquor to any person under the age of twenty-one years without having procured the signature of the person upon a statement as herein provided, or who knowingly sells, gives or serves

intoxicating liquor to or allows the person to remain on a licensed premises where intoxicating liquor is sold, shall be guilty of a misdemeanor.

Sec. 06.10.045. Sales not on the Premises Prohibited.
It shall be unlawful for any licensee or any other person to barter, sell, or deliver any intoxicating liquor upon any public street, alley, or any place within the premises covered by their license.

CITY OF WRANGELL, ALASKA
Ordinance No. 250

AN ORDINANCE OF THE CITY OF WRANGELL, ALASKA,
ESTABLISHING A HOSPITAL BOARD, DEFINING ITS
POWERS AND DUTIES AND PROVIDING FOR THE OPER-
ATION OF A MUNICIPAL HOSPITAL.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

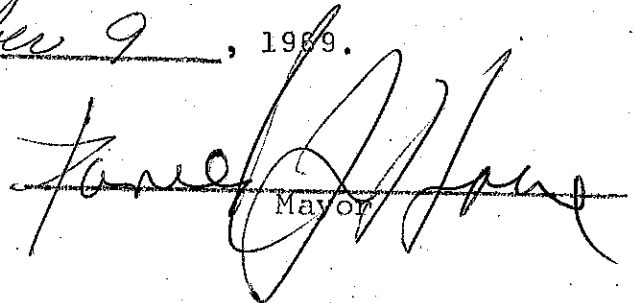
Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

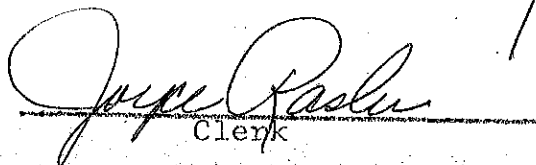
Sec. 4. Repealer. All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 3.63.010 through 3.63.100 all inclusive are hereby adopted as a part of this ordinance and Title 3 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED December 9, 1969.


Mayor

ATTEST


Clerk

Published December 18, 1969

Chapter 63. Hospital Board

Sec. 3.63.010. Hospital Board Established. There is hereby established a board to be known as "Wrangell Hospital Board," composed of five (5) members who shall be qualified electors of the City of Wrangell, Alaska.

Sec. 3.63.020. Board Membership. The Wrangell Hospital Board shall consist of the Chairman of the Finance Committee of the City Council and four (4) other members appointed by the Mayor subject to approval by the Council. None of whom shall be engaged in the medical or health profession. Members appointed to the Board shall serve respective terms expiring ten (10) days after the General Municipal Election in the years 1970, 1971, 1972 and 1973, respectively. Thereafter, within ten (10) days after each general election, the Mayor shall appoint a member of the Board for a period of four (4) years, which appointment shall be subject to approval of the City Council. Notwithstanding the foregoing provisions, the term of each Board Member shall continue until his successor is appointed and has qualified by taking an Oath of Office.

Sec. 3.63.030. Oath of Office. Before entering upon his or her duties, each member of the Wrangell Hospital Board shall subscribe an Oath in writing in substantially the following form:

United States of America) ; SS
State of Alaska)

The undersigned having been appointed as a Member of the Wrangell Hospital Board being first duly sworn, deposes and says: I will honestly and faithfully perform the duties devolving upon me as a member of the Wrangell Hospital Board and will comply with the Ordinances of the City of Wrangell and the Laws of the State of Alaska and the rules and by-laws of the Hospital Board with respect thereto, So Help Me God.

Notary Public for Alaska
My commission expires: _____

Sec. 3.63.040. Powers with Respect to Property. The custody and management of the Municipal hospital building, the

governing its own proceedings and elect from the membership of the Board a President, a secretary, and such other officers as it shall deem necessary where duties shall be set forth in the by-laws. Copy of the By-laws shall be filed with the City Clerk together with all rules and regulations made by the Board.

Sec. 3.63.080. Compensation. No member of the Board shall be paid for any services rendered or duties performed in connection with the administration and operation of the hospital.

Sec. 3.63.090. Advisors. The Hospital Board may appoint such persons in an advisory capacity as it shall deem advisable. The Board will consult with all physicians and surgeons practicing in the City of Wrangell from time to time so as to determine, understand and take such action upon the views and recommendations of such physicians and surgeons as the Board considers advisable.

Sec. 3.63.100. Liasion With the Council. The Chairman of the Finance Committee shall be the liasion between the City Council and the Hospital Board. The Board, however, is encouraged to meet with the Council from time to time to discuss its problems and particularly matters pertaining to finance and for this purpose, the Council will receive reports from any member of the Board or any Officer of the Board at any regular meeting. The Board, however, will set all policies with respect to hospital management. The Board shall submit an operating statement and a financial statement to the Council for each quarter calendar year which report will be submitted not later than thirty (30) days after the close of each quarter calendar year.

The Board shall annually submit a report setting forth the principal facts regarding its policies, rules, regulations, procedure and statistics in connection with the operation of the Hospital which report will be filed by the President and secretary of the Board. The Board shall annually, on or before the fifteenth (15) day of May of each year submit a budget setting forth the anticipated income and expense of the Hospital operations for the ensuing year starting July 1. The purpose of the budget, to allow the Council to provide necessary funds for operations and to use excess revenue of the hospital in the General Fund of the City. The ~~Board~~ ^{Board} shall ~~also~~ provide for an annual audit of the Books of Accounts of the Hospital as of June 30 of each year.

land upon which the same is situated and all equipment, furnishings and property situated thereon and therein is hereby entrusted to said Board which shall have full power and authority to make all repairs and improvements thereto which are necessary to maintain the same in good condition, but no addition to or replacement of said real property shall be made by the Board. The Board shall have the power to purchase, sell, exchange, operate maintain and repair all personal property which it shall deem advisable, provided, however, that no property or equipment other than supplies shall be purchased until and unless the Board has funds either derived from the operation of the Hospital or appropriated for that purpose by the City Council.

Sec. 3.63.050. Power to Operate Hospital. The Board has full power and authority to operate and maintain said hospital, to employ a superintendent who shall have the active management of the hospital subject to the supervision and control of the Board and to delegate to such superintendent authority to hire and discharge such subordinate employees as it may deem advisable. The Board shall determine all salaries and wages to be paid to each classification of labor employed. The Board shall determine, charge and collect such fees and charges for the services rendered and furnished by the Hospital as it shall deem advisable. Said rates, however, shall be subject to modification by the City Council which may change the rates at any time. No rates, however, will be changed by the City Council without the Board being advised of a proposal to review such rates and until the Board has an opportunity to be present and be heard with respect thereto. It shall have authority to take all necessary action to collect all accounts owing to said hospital and the City of Wrangell for services rendered or furnished by the hospital and the Board. The Board may require that all persons admitted to the Hospital be under the supervision and care of a licensed physician. The Board shall have power and authority to make such rules and regulations as it deems advisable or necessary for the efficient and safe operation of the Hospital.

Sec. 3.63.060. Accounting Procedures. The Board shall establish a system of Accounts and Procedure for collecting revenues from the operation of the hospital which revenues shall be deposited periodically as determined by the Board in a bank in Wrangell, Alaska, and a system for paying of all expenses of operation and costs of services and equipment purchased.

Sec. 3.63.070. By-laws. The Board shall adopt by-laws

CITY OF WRANGELL, ALASKA
Ordinance No. 249

AN ORDINANCE PROVIDING A PENALTY FOR PEDDLERS AND ITINERANT MERCHANTS WHO VIOLATE ORDINANCE NO. 203 BY FAILING TO OBTAIN REQUIRED LICENSES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the city of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed section bearing code number section 21.20.045 is hereby adopted as a part of this ordinance and Title 21 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED

December 9, 1969


Mayor

ATTEST


Clerk

Published December 18, 1969

shall be conditioned that all merchandise to be sold by the applicant will be as represented and that the applicant will immediately refund any and all payments made by any purchasers on the purchase price of any merchandise which is not as represented and that any and all cash payments made by purchasers to the applicant for goods which are not delivered as agreed by the applicant shall be refunded to the purchaser upon demand. If cash is deposited in lieu of bond the cash shall be retained by the City Clerk for ninety days after the expiration of the term of the License.

Sec. 21.20.030. Issuance of License; Fee. Upon payment by the applicant of a License fee in the sum of \$5.00 and upon approval by the Clerk of the application and accompanying bond or cash in lieu thereof, the Clerk shall issue the applicant a Peddler's and Itinerant Merchant's License.

Sec. 21.20.035. Reductions. The Common Council shall have the power to reduce the amount of the bond or License fee or to require none at all if in their judgment the circumstances connected with any individual case would warrant a deviation from the provisions of this Chapter.

Sec. 21.20.040. Exemptions. This ordinance shall not apply to any local sale relating to the city's tourist and newspaper industries, specifically including, but not by way of limitation, sales of garnets, newspapers and local publications by local residents.

Sec. 21.20.045. Penalty. Any person, firm or corporation who shall violate or fail to comply with any of the licensing provisions of this Chapter shall, for each offense, be guilty of a misdemeanor and punishable as provided in Title 30 of the Code.

ORIGINAL

CITY OF WRANGELL, ALASKA
Ordinance No. 248

AN ORDINANCE CODIFYING CITY OF WRANGELL ORDINANCE NO. 187 WHICH IS AN ORDINANCE LEVYING AND PROVIDING FOR COLLECTION OF A CONSUMERS SALES TAX ON RETAIL SALES TO BE USED FOR SCHOOL OPERATING EXPENSES, CONSTRUCTION OF NEW SEWERS AND OTHER PURPOSES RELATING TO THE HEALTH AND SANITATION OF THE CITY AND FOR STREET AND SIDEWALK IMPROVEMENTS, PROVIDING EXEMPTIONS THEREFROM PROVIDING FOR A TAX LIEN AND REPEALING ORDINANCE NOS. 140 AND 187 OF THE CITY OF WRANGELL, ALASKA, AND PROVIDING A PENALTY FOR VIOLATIONS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. All other ordinances or parts of ordinances in conflict herewith are hereby repealed. Ordinance Nos. 140 and 187, excepting all rights accrued or arising thereunder, or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 60.10.010 through 60.10.150 all inclusive, are hereby adopted as a part of this ordinance and Title 60 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED November 25, 1969.

ATTEST

Joyce Parker
Clerk

For and I have
Mayor

Published December 4, 1969

CITY OF WRANGELL CODE

TITLE 60. TAXATION

Chapter	Section	
10.	60.10.010.	Levy of Tax
	60.10.020.	Rate of Tax.
	60.10.030.	Consideration Other Than Cash.
	60.10.040.	Sales Not Divisible to Avoid Tax.
	60.10.050.	Exemptions.
	60.10.060.	Limitations on Use of Tax Proceeds.
	60.10.070.	Duty to Collect and Make Return.
	60.10.080.	Quarterly Returns.
	60.10.090.	Penalty and Interest.
	60.10.100.	Lien for Unpaid Taxes.
	60.10.110.	Payment to Clerk.
	60.10.120.	Sales Tax Inspector - Duties.
	60.10.130.	Violations - Misdemeanors - Penalties.
	60.10.140.	Effective Date.
	60.10.150.	Severability.

TITLE 60. TAXATION

Chapter 10. Sales Tax

Sec. 60.10.010. Levy of Tax. A consumer sales tax is hereby assessed and levied on all retail sales, on all rents, and on all services made, paid or performed within the City of Wrangell, Alaska, in the regular course of business, on and after the effective date hereof, except such sales are hereinafter exempted, to be collected and used for the purposes hereinafter stated.

Sec. 60.10.020. Rate of Tax. Said tax is hereby levied in the amount of three per centum (3%) of the sales price of all retail sales, on all rents, and on all services made, paid or performed within the municipality, except that on sales of less than \$5.00 said tax is levied in accordance with the following schedule:

<u>SALES PRICE</u>	<u>AMOUNT OF TAX</u>
Under \$0.24	None
.25 to .49	\$.01
.50 to .74	.02
.75 to 1.24	.03
1.25 to 1.49	.04
1.50 to 1.74	.05
1.75 to 2.24	.06
2.25 to 2.49	.07
2.50 to 2.74	.08
2.75 to 3.24	.09
3.25 to 3.49	.10
3.50 to 3.74	.11
3.75 to 4.24	.12
4.25 to 4.49	.13
4.50 to 4.74	.14
4.75 to 5.24	.15
Over \$5.24 straight 3%	

Sec. 60.10.030. Consideration Other Than Cash. When sales, rentals of property or services are made, paid, performed or furnished for other than cash, the price shall be computed in dollars and cents on the reasonable value of the items sold, paid performed or delivered. The term "rent" as used herein, includes rent of both real and personal property and the term "services" includes furnishing of labor and materials for accomplishing a specified result when the resulting object or product is not for resale by the purchaser in the ordinary course of business.

Sec. 60.10.040. Sales Not Divisible to Avoid Tax. The sales price of all items purchased or delivered at the same time shall be added together and the tax levied on the aggregate amount thereof.

Sec. 60.10.050. Exemptions. The following are exempt from said tax: (a) Salaries and wages received by an employee. (b) Sales made and services performed which are not in the regular course of business. (c) Sales and the revenue derived therefrom when the aggregate amount when computed under Section 60.10.020 amounts to less than twenty-five cents (\$0.25). (d) Sales including such services does not aggregate \$200.00 in any calendar quarter year. (e) Dues or fees to clubs, labor unions, or fraternal organizations. (f) Renumeration for services and materials, including caskets, used or furnished for funerals. (g) All sales of commodities made to a manufacturer, broker, wholesaler or dealer and which are not consumed or destroyed by such purchaser, but which are resold in the same or an altered form, or which are used to package, crate or deliver the products of such purchaser. (h) All sales to a bona fide retailer when the same are purchased by him for resale in the ordinary course of business. In this connection, a retailer is one who regularly stocks merchandise for resale, displays the same to the public and holds himself out as regularly engaged in the business of selling such products either during a regular season or throughout the year direct to the consumer. (i) Gross receipts or proceeds derived from medical or dental services rendered, including hospital services, and from the sale of medicinal preparations when prescribed in writing by any licensed practitioner. (j) Gross receipts or proceeds derived from the transportation to and from grade or high schools in motor or other vehicles. (k) Gross receipts or proceeds derived from servicing, freezing, storing, handling or wharfing of fish or lumber or any other commodities awaiting shipment or in the process of being shipped. (l) Gross receipts or proceeds derived from sales to the United States Government, State of Alaska, City of Wrangell and any of its political subdivisions. (m) All sales for consumption outside of the City of Wrangell, if delivered by a common carrier by air, land or water to the purchaser. (n) All sales of any single article of which the price exceeds One Thousand Dollars (\$1,000.00), and all services, including contract prices for any single job of which the price exceeds one thousand dollars (\$1,000.00), and all services, including contract prices for any single job of which the price exceeds one thousand dollars (\$1,000.00), shall be taxable only to the limit of one thousand dollars (\$1,000.00).

Sec. 60.10.060. Limitation on Use of Tax Proceeds.

The proceeds of the tax hereby levied shall be used in such amounts as the Council of the City shall determine from time to time, for any or all of the following purposes: (a) To operate and maintain School facilities. (b) To construct and maintain sewers within the City and other purposes relating to the health and sanitation of the City. (c) To plan, design and construct street and sidewalk improvements.

Sec. 60.10.070. Duty to Collect and Make Return. The tax is hereby assessed and levied upon the purchaser or consumer but it is the duty of the retailer or person furnishing such services to collect the tax from the purchaser or consumer and make a return thereof to the City Clerk of the City of Wrangell as herein stated.

The sellers or furnishers of the services shall add the tax imposed under this ordinance to the sales price or charge and when so added, such tax shall constitute a part of such price or charge and when so added, such tax shall constitute a debt from the purchaser or consumer to the seller or furnisher until paid, and shall be recoverable at law in the same manner as other debts.

The sellers or furnishers of such services shall add and collect the tax strictly in accordance with Section 60.10.020 hereof.

Sec. 60.10.080. Quarterly Returns. The City Clerk shall provide appropriate forms for the use of taxpayers in making returns of the taxes payable under this ordinance. Every person, firm or corporation making such sales or supplying such services as are taxable hereunder shall furnish the City Clerk with a return containing such information as is necessary to fill in or complete the forms supplied by the City Clerk, including the total sales price collected during each quarter for which the return is made and the amount of such sales and services as are exempt hereunder and the tax due and payable for such quarter. Such returns shall be made once each quarter for the sales made and services furnished during the preceding quarter. When such sales or services are made on credit, for the purpose of making a return and paying the tax, such sales shall be considered made or services furnished during the quarter in which payment is received for such sales

or services unless the taxpayer elects to make his returns on an accrual basis.

Sec. 60.10.090. Penalty and Interest. In the event a return is not made or the tax is not paid for any quarter within the following calendar month, a penalty of five per cent (5%) of such tax as is unpaid shall be added to such tax for the first month of delinquency or any fraction thereof, and an additional five per cent (5%) shall be added for each additional month of delinquency or fraction thereof, until the total penalty of fifteen per cent (15%) has accrued. Interest at the rate of six per cent (6%) per annum from the date of delinquency until paid shall accrue in the same manner. Such penalty and interest shall be collected in the same manner as the tax.

Sec. 60.10.100. Lien for Unpaid Taxes. All taxes, penalties and interest assessed are hereby declared to be a lien prior, paramount and superior to all other liens or encumbrances upon all the real and personal property of the person, firm or corporation liable thereof, and also upon all the real and personal property used with the permission of the owner thereof in prosecuting the various industries or lines of business involved. The special remedies for the recovery of this tax shall not be deemed exclusive of any other remedy, civil or criminal or both, now provided by law for the recovery of monies due and owing the City of Wrangell.

Sec. 60.10.110. Payment to Clerk. The taxes hereby imposed shall be paid to and collected by the City Clerk of the City of Wrangell, shall be deposited in special accounts and withdrawn therefrom only for the purposes mentioned in Section 60.10.030 of this ordinance.

Sec. 60.10.120. Sales Tax Inspector - Duties. The City Council shall from time to time designate not to exceed one person at any one time to make investigations and inspections of the books and records of the persons, firms and corporations who are liable for taxes under this ordinance. Such persons shall be the Sales Tax Inspector of the City of Wrangell. The Sales Tax Inspector is hereby authorized and empowered to make inspections from time to time of all the books and records pertaining to purchases and sales,

including services, made or performed by parties who are liable for the tax levied under this ordinance. The Sales Tax Inspector is hereby granted the right to inspect all such books and records including the records of purchases made by retailers from wholesalers or other retailers, the ledger accounts of customers of the taxpayers, the sales slips made by taxpayers and all other books and records of the taxpayers which would in any way tend to prove or reveal information concerning the tax liability of the taxpayer under this ordinance. It shall be the duty of every person engaged in retail business or in furnishing services to the public in Wrangell, Alaska, to allow the Sales Tax Inspector to examine such books and records during regular business hours at such times as the Sales Tax Inspector shall require. If the Sales Tax Inspector should find discrepancies in favor of the City of Wrangell between the sales reported to the City Clerk and the sales which appear to have been made by any taxpayer it shall be the duty of the City Clerk to demand that the taxpayer forthwith make an amended return showing the correct amount of sales made and services performed for each month for which the discrepancy appears and to pay the taxes due the City of Wrangell. Unless a taxpayer upon whom such demand is made shall make such returns and pay the taxes due the City of Wrangell within five (5) days from the date of the demand by the City Clerk, the Clerk shall report the facts in full to the Council. The Clerk shall keep confidential all facts which he has learned as a result of such investigations until such time as the same are reported to the Common Council. In the event of a dispute between the taxpayer and the City Clerk as to the amount of tax due, the taxpayer may within five (5) days of the demand made upon him for the filing of amended returns and the payment of such taxes, demand a hearing before the City Council on his tax liability. In such event the City Council shall notify the taxpayer of the time and place at which such hearing will be held. The City Council shall after receiving a report from the City Clerk of delinquent taxes and after affording an opportunity for such hearing in case the taxpayers demand the same take such action at law as is necessary to collect any taxes which the City Council shall find to be delinquent, including penalties and interest.

Sec. 60.10.130. Violations - Misdemeanors - Penalties. Any person, firm or corporation violating any of the provisions of this ordinance or any duty imposed hereunder or who fails to file a return of taxes due as provided herein or to pay the tax herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed \$300.00 or by imprisonment in the City Jail for a period of not to exceed thirty (30) days or both.

Sec. 60.10.140. Effective Date. This chapter became effective 12:01 A.M., January 1, 1965.

Sec. 60.10.150. Severability. It is the intention of the Common Council that each separate provision of this ordinance shall be deemed independent of all other provisions herein and it is the further intention of the Council that if any provision of this ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

CITY OF WRANGELL, ALASKA
Ordinance No. 247

AN ORDINANCE PROVIDING FOR COMPULSORY SCHOOL
ATTENDANCE; PROVIDING FOR TRUANT OFFICER, AND
PROVIDING A PENALTY FOR VIOLATIONS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Section 4 of Ordinance No. 167 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Section. The following annexed section bearing code number section 44.30.010 is hereby adopted as a part of this ordinance and Title 44 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 1, Chapter 30, of the Wrangell City Code.

PASSED AND APPROVED October 28, 1969.

James J. Howe
Mayor

ATTEST Jayne Gasler
Clerk

Published November 6, 1969

CITY OF WRANGELL CODE

TITLE 44. JUVENILES

Chapter	-	Section
30.		Compulsory School Attendance
		44.30.010: Compulsory School attendance; Truant Officer

Sec. 44.30.010. Compulsory School Attendance; Truant Officer.
The Chief of Police of the city or any deputy, or any person appointed by the City Council in such capacity, shall serve as truant officer or truant officers of the city, whose duty it shall be to arrest during school hours, without warrant, any child who is found away from home or school, and who is known by such officer to be subject to the compulsory school attendance laws of the State of Alaska, and shall deliver such child to the teacher, parent, guardian or other person having such child under their control, and shall report his action to the teacher, and any such truant officer shall have the power to arrest and bring before the Deputy Magistrate's Court of Wrangell, Alaska, the parent, guardian or other person having the control of any such child subject to the provisions of the said school laws upon warrant duly issued by the Magistrate or Deputy Magistrate, upon complaint sworn out by him,

CITY OF WRANGELL, ALASKA
Ordinance No. 246

AN ORDINANCE FOR THE GOVERNMENT, OPERATION AND USE OF WRANGELL BOAT HARBOR, AND CITY FLOATS; PROVIDING FOR THE PROMULGATION OF RULES AND REGULATIONS; PROVIDING FOR THE OFFICE OF HARBORMASTER AND PRESCRIBING HIS POWERS AND DUTIES; PRESCRIBING SERVICES TO BE PROVIDED AND CHARGES AND RATE THEREFORE; PROVIDING FOR THE CREATION OF LIENS ON BOATS WHERE SUCH CHARGES ARE UNPAID; DEFINING AND PROHIBITING NUISANCES AND VIOLATION OF THIS ORDINANCE AND RULES AND REGULATIONS DULY ADOPTED HEREUNDER AND PRESCRIBING A PENALTY THEREFORE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA;

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinances 104, 134, 139, 147, 179 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 15.10.010, through 15.70.010 all inclusive are hereby adopted as a part of this ordinance and Title 15 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 30, Chapter 10 of the Wrangell City Code.

PASSED AND APPROVED October 28, 1969.

James J. Farrell
Mayor

ATTEST Jayne Pasler
Clerk

CITY OF WRANGELL

TITLE 15. BOAT HARBOR

Chapter	-	Section
10.		General Provisions.
		15.10.010. Definitions
		15.10.020. Purposes
		15.10.030. Policy and intent
		15.10.040. Jurisdiction
20.		Harbormaster.
		15.20.010. Harbormaster, appointment
		15.20.020. Duties
30.		Classification of Harbor Areas.
		15.30.010. Classification
40.		Fees and Payment.
		15.40.010. Mooring and stall rentals
		15.40.020. Creation of Wrangell boat harbor facilities
		15.40.030. Payment of rentals
		15.40.040. Lien for unpaid rentals and fees
		15.40.050. Failure to pay moorage and service fees
50.		Duties of Boat Owners.
		15.50.010. Registration
		15.50.020. Location and securing regulations
		15.50.030. Miscellaneous rules and regulations
60.		Defective Conditions.
		15.60.010. Boat or other vessel as nuisance
		15.60.020. Abandon property
		15.60.030. Fees for services on harbormaster
70.		Prohibited Acts.
		15.70.010. Prohibited Acts

Chapter 10. General Provisions

Sec. 15.10.010. Definitions. In construing the provisions of the Title, except when otherwise plainly declared or when another meaning is apparent from the context, the following definitions shall be applied:

DERELICT: Any boat moored or otherwise located in the boundaries of the Wrangell Boat Harbor facilities which is forsaken, abandoned, deserted or cast away, or which by appearance gives evidence of being forsaken, abandoned, deserted or cast away, or which in the opinion of any recognized marine surveyor is unsound, unseaworthy and unfit for its trade or occupation and which by any substantial evidence of neglect may be considered abandoned.

FINGER FLOATS: Numbered floats attached and connected to the Master Floats. Finger Floats shall be identified by numbers commencing with number one. All floats, now or hereafter installed, whether or not so connected with Master Float, shall be suitably identified.

HARBORMASTER: The duly appointed Harbormaster of the City of Wrangell, Alaska.

WRANGELL BOAT HARBOR: That area known and defined as that area of water from shoreline to a line connecting the two points established by extending the Northerly and Southerly corporate limits to points of 500 feet offshore.

Sec. 15.10.020. Purposes. The purposes of these boat harbor regulations are to protect and preserve the lives, health, safety and well-being of the people of the City of Wrangell who have property in, or use or work upon the boats using the facilities of the Wrangell Boat Harbor, or who make sales and deliveries of goods and merchandise to boats therein, or who use said facilities in the course of visits for commercial or pleasure purposes; to protect the property of such boat owners by regulating the harbor and its facilities to insure the widest possible public use thereof; to prevent the maintenance of nuisances, fire and health hazards; to make reasonable charges for the use of certain facilities to enable the City of Wrangell, in so far as possible, to pay the costs of maintenance, operation and supervision of the Wrangell Boat Harbor facilities from the revenues derived therefrom; that all of the sections of Title 15 shall be liberally construed for the accomplishment of the purposes or promoting the general welfare, and of operating upon a non-profit basis a public utility consisting of public wharves and appurtenances.

Sec. 15.10.030. Policy and Intent. It is hereby declared to be the intent of this Title to favor the use of the facilities of the Boat Harbor by commercial fishermen, government vessels, commercial vessels in trade and commerce and pleasure craft, and by the general public at large. It is further

the intent of this Title to prevent and discourage the use of facilities of the Boat Harbor by boats which have been abandoned by their owners to the point of becoming derelicts as herein defined, or becoming a charge and nuisance to the City of Wrangle-1, the Harbormaster, and the general public.

Sec. 15.10.040. Jurisdiction. The government of the Wrangell Boat Harbor facilities, and all additions and improvements thereto, whether or not contiguous to the present facilities, shall be under the exclusive jurisdiction of the City Council.

Chapter 20. Harbormaster

Sec. 15.20.010. Harbormaster, Appointment. There is hereby created the office of Harbormaster for the City of Wrangell, who under the direction of the City Manager, shall supervise and manage all Wrangell Boat Harbor facilities. He shall be appointed, paid, removed and succeeded in office as other Department Supervisors of the City and take the oath of a regular police officer.

Sec. 15.20.020. Duties. (a) The Harbormaster is hereby charged with the duty of enforcing all of the provisions pertaining to the regulation and operation of the Boat Harbor, and hereby is empowered to do so. In the performance of such duties he shall have all the powers of a police officer of the City of Wrangell.

(b) The Harbormaster shall from time to time bring to the attention of the City Manager such rules and regulations as should be adopted to supplement the provisions of this ordinance and which are not inconsistent therewith.

(c) The Harbormaster may in his discretion, when the moorage facilities are crowded, refuse mooring facilities to boat-houses, floats, scows, rafts, pile drivers and other cumbersome floating structures, or to any boat vessel or floating structure which is or may become or create a fire hazard or otherwise become a menance to the safety and welfare of other boats and their occupants.

(d) The Harbormaster shall supervise and manage the assignment of all mooring spaces in the Wrangell Boat Harbor facilities; and may from time to time, in his discretion in the interests of safety, order, convenience, health, require the owner or operator of any boat, vessel of floating structure to change from one mooring space to another.

(e) The Harbormaster shall have the duty and the exclusive power to post signs designating limit of harbor speeds, classification of harbor areas, and the numbers designating exclusive mooring spaces within such mooring areas where such is allowed, and such other signs and notices as would inform the public at large and all boat owners and operators of authorized and prohibited uses of the Wrangell Boat Harbor facilities. The Harbormaster shall have the power to post appropriate signs to make effective all orders and decisions of the City Manager and rules and regulations relating to the use of such facilities.

Chapter 30. Classification of Harbor Areas

Sec. 15.30.010. Classification. In recognition of the Federal and State funds used in the original construction of the Harbor and the construction and maintenance of its improvements, and of the services rendered to boat owners by the United States Coast Guard, in addition to the varying needs of different types of boat owners for different types of services, the Harbor areas are hereby classified as follows:

- (a) Government Areas: Float areas set apart for the exclusive use of the Forest Service, Fish & Wildlife Service and other Federal and State agencies.
- (b) Special Areas: All of the approaches, and designated areas of any float when suitably posted and marked, are to be used only by the general public, without charge, for the purposes of loading and unloading of supplies, equipment, stores. No boat shall be moored in such designated areas for any period longer than a reasonable time required for such loading and unloading.
- (c) Stalls: Numbered areas enclosed by floats set at an angle to the finger floats set apart or established by piling and designated for exclusive use of privately owned boats, both commercial and pleasure, upon the owners thereof having first made arrangements with the Harbormaster and having paid in advance to the City Clerk the stall rent hereinafter provided. Each shall be numbered in such a manner that its location can be readily determined.
- (d) Side Mooring: Open mooring spaces on the sides of floats not occupied for exclusive use shall be open, upon application to the Harbormaster, for designation as exclusive mooring space for boats over 16 feet in length. Such spaces, after having been so designated, and the rent hereinafter provided having been paid to the City Clerk, shall be for the exclusive use of the boat owner or operator who has made such arrangements and paid such rent.
- (e) Bow Mooring: Numbered spaces, which spaces shall be approximately six feet in width, and in other designated areas of the floats not otherwise occupied shall be provided for bow-on mooring of small craft not over 20 feet in overall length. Such spaces may only be occupied upon making arrangements therefore with the Harbormaster and paying the rent therefore to the City Clerk, whereupon the boat whose owner has made such arrangements and paid such rent shall have exclusive use of such space.
- (f) Open Mooring: Float areas not otherwise occupied or posted for restricted use shall be designated for open mooring. Such areas shall be open to all members of the public primarily for transient and other temporary use for mooring boats. No boat or boat owner shall have any exclusive right to open mooring space. Should any such boat mooring at open moorings leave

such space for any purpose, it shall have no exclusive right to return to the same space if upon such return it be found that such space is occupied by another boat.

(g) Gridiron: The Gridiron shall be available at all times to boat owners without charge for 72 hours. A charge of \$10.00 per day or portion thereof shall be made for use in excess of 72 hours. No owner or operator shall occupy gridiron space except for such reasonable times as are required to accomplish bottom painting, repairs, and other customary gridiron uses.

Chapter 40. Fees and Payment

Sec. 15.40.010. Mooring and Stall Rentals. All mooring and stall rentals and other charges herein provided shall be paid to the City Clerk in advance at the City Hall, Wrangell, Alaska, as follows:

- (a) Rates: Moorage rate for boats shall be \$1.80 (one dollar and eighty cents) per lineal foot per year with a minimum yearly fee of \$36.00.
- (b) House Boats, Barges and Scows: Boat houses, etc. shall be charged according to designated area they are in, in ratio to the space or spaces they occupy.
- (c) Collecting of Fees: It shall be the responsibility of the City of Wrangell to collect all fees.

Sec. 15.40.030. Payment of Rentals. Assignment to exclusive use of designated and numbered space, either stall, side mooring, or bow mooring, shall be evidenced by the Harbormaster giving the boat owner a duplicate of the space assignment record. Presentation of this duplicate to the City Clerk and payment of the fee indicated thereon shall entitle such owner to the exclusive use of such designated space.

Sec. 15.40.040. Lien for Unpaid Rentals and Fees. The City of Wrangell shall have a lien, under the provisions of Alaska Statute 34.35.220 for any unpaid mooring rentals, and a lien, under the provisions of Alaska Statute 34.35.175 for any unpaid fees for services provided by the Harbormaster; and, should any of such rentals and fees be unpaid nor secured for ninety (90) consecutive days after due, any boat, vessel or other floating structure upon which such rentals or fees have accrued, shall be sold by the City of Wrangell for such unpaid charges and fees in accordance with the provisions of Title 34, Chapter 35 of Alaska Statutes (1962).

Sec. 15.40.050. Failure to Pay Moorage and Service Fees. Any owner, master, managing agent of any boat who fails to pay the moorage and service fees as herein provided, at the time and place when such fees are due and payable, and for a period of thirty days thereafter, shall be subject to an action by the City for the recovery of such fees and charges, or the boat may be sold to satisfy the lien hereinabove provided. The City Clerks Office shall submit a report to the City Manager each calendar quarter of all such delinquencies and such report shall include the description of the boat, the name and address of its owner, and the type and value of such fees as are delinquent. The City Clerk shall refer delinquencies to the City Attorney for appropriate action to recover fees owed to the City.

Chapter 50. Duties of Boat Owners

Sec. 15.50.010. Registration. Every owner, master or managing agent of any boat using the mooring facilities of the Boat Harbor is hereby required to register his name, telephone number, post office and street address, and the name and number of the boat, its length, its breadth, registered tonnage, if any, with the Harbormaster on forms to be provided by him for that purpose within 7 days after such boat enters and moors at any float in the Boat Harbor.

Every such owner, master or managing agent desiring to moor at a stall or numbered mooring space shall apply therefore to the Harbormaster. No such stall or space shall be used until so assigned and the rental therefore is paid in advance.

Sec. 15.50.020. Location and Securing Regulations. Every owner, master or managing agent of any boat using the mooring or other facilities of the Boat Harbor shall comply with the following regulations:

- (a) No rowboats or skiffs shall be pulled up and left on any of the City Floats.
- (b) All Government Floats must be kept clear at all times.
- (c) Not more than four boats shall be tied abreast without the permission of the Harbormaster and his inspection of same.
- (d) Each boat must have proper spring lines to keep boat from surging.
- (e) Each boat must have at least one line to the float, alternating ends.
- (f) All row boats and skiffs shall be on board or tied in space allotted for that purpose, and not tied alongside larger boat.
- (g) No boat shall be tied so it can touch other boats fore and aft, and said persons shall supply and use adequate fenders to safeguard floats and vessels from chafing and other damages.
- (h) Floats must be kept clean and free of discarded boat debris.
- (i) All boats must be tied in area designated for that size boat.

Sec. 15.50.030. Miscellaneous Rules and Regulations. Every owner, master and managing agent of any boat using the mooring or other facilities of the Boat Harbor shall be obliged to use due diligence in performing the following requirements:

(a) Use all reasonable precautions in keeping the boat in his charge in a reasonable clean and sanitary condition, with special attention to pure water and sanitary toilets.

(b) Use all reasonable precautions in keeping the boat in his charge free from fire hazards of any type or nature. No open fires shall be permitted.

(c) Use all reasonable effort and precautions in keeping the boat in his charge well secured, securely moored with lines in reasonable fit condition, sufficiently pumped out at all times to keep the boat afloat and to otherwise attend the needs of the boat to avoid attention by the Harbormaster.

(d) Use adequate precautions to lock up and stow and otherwise safeguard all movable gear and tackle.

(e) To promptly pay all charges and taxes assessed or levied according to law upon or against the boat or its owner, and all rentals and charges for utilities requested and ordered by the boat or its owner.

Chapter 60. Defective Conditions

Sec. 15.60.010. Boat or Other Vessel As Nuisance. For the purposes of this Title, and in the interest of the greatest use of the facilities of the Boat Harbor by the general public, boats in the Boat Harbor which are derelicts and unfit and unseaworthy or which are maintained in such a manner as to make them liable to sinking for lack of being pumped or other maintenance, or which are maintained in a manner as to constitute a fire hazard to the boat harbor and to boats lawfully occupying the same, for any period of thirty (30) or more days, and sunken boats and boats in imminence of sinking, are hereby declared to be nuisances and subject to abatement and removal from the boat harbor, by the City of Wrangell or its agents, without liability on said City for any damage done by virtue of said removal. Boats removed from the boat harbor under the provisions of this section shall be disposed of as if the same were abandon property.

Sec. 15.60.020. Abandon Property. Any boat in the Wrangell Boat Harbor which is abandon may be impounded, removed, sold or otherwise disposed of as provided herein.

Immediately upon impounding or removing any boat in the Boat Harbor, the City shall cause to be posted in the City Clerk's office and on the bulletin board of the United States Post Office in Wrangell, Alaska, notice of such action taken by the City. A copy of said notice shall be mailed to the owner, master or registered agent of said boat at his last known address, which address shall be the same as that furnished in accordance with the registration provision of this Title. Such notice shall contain the name and/or number of the boat, the name and address, if know, of the owner, master or managing agent, and the location of the boat.

Any boat impounded or removed by the City, or the owner, master or managing agent thereof, shall be subject to and liable for a storage charge of \$25.00 per month and shall be subject to and liable for all costs incurred by the City by reason of such impounding or removal.

Any boat impounded or removed shall be held by the City for a period of not less than thirty (30) days, during which time the City shall publish in a newspaper of general circulations in Wrangell, Alaska, a notice describing the boat in general terms, the name and/or number, if any, the name and address of the owner, master, or managing agent, if known, or if not known, shall so state the location of the boat, and the intention of the City to sell the same at public auction, at the Boat Harbor, on a day and at a time certain, not less than 10 days prior to such sale, for cash to the highest and best bidder. The proceeds of such sale shall be first applied to the cost of sale, then to moorage and service fees accrued, and the balance, if any, shall be held in trust by the City for the owner of the boat to claim; and if not claimed within two (2) years, said balance shall be deposited into the Wrangell General Fund.

Upon the sale being made, the City shall make and deliver its bill of sale, without warranty, conveying the boat to the buyers.

If at the public sale there are no bidders for the boat, the City may destroy, sell at private sale or otherwise dispose of said boat. Said disposition is to be made without liability to the owner, master or lienholders of the boat.

Failure of any boat owner, master or managing agent to register, pay moorage fees or service fees provided by this Chapter shall be presumed to constitute an abandonment.

Sec. 15.60.030. Fees for Services of Harbormaster. The Harbormaster is hereby granted the power and authority to, from time to time, but without any obligation or duty to do so and without any obligation or liability on his part or that of the City for his failure to do so, replace defective mooring lines, pump boats which are in a dangerous condition for lack thereof and to move any boat occupying any mooring space for the purpose of protecting such boat from fire or other hazard or for the protection of other boats therefrom.

Whenever the Harbormaster shall perform any of the acts hereinabove authorized, after having given notice to the boat owner or operator at the registered address of the immediate need therefor, or having attempted to give such notice, the boat and owner thereof is hereby required to pay to the City the following fees:

- (a) Replacing or securing with additional mooring lines \$10.00
- (b) Pumping \$20.00
- (c) Moving - \$0.50 per foot of length of boat, minimum fee shall be \$ 5.00

Chapter 70. Prohibited Acts.

Sec. 15.70.010. Prohibited Acts. It shall be unlawful for any owner, master or managing agent, or other person in charge of the operation of a boat using the facilities of the Wrangell Boat Harbor to commit any of the following prohibited acts:

(a) To operate or cause to be operated any boat in a reckless manner and in willful and wanton disregard for the safety of person or property, within the limits of the Wrangell Boat Harbor.

(b) To operate or cause to be operated any boat in a negligent manner likely to endanger the safety of persons or property, within the limits of the Wrangell Boat Harbor.

(c) To operate or cause to be operated any boat within the limits of the Wrangell Boat Harbor in excess of three (3) M.P.H.

(d) To throw or otherwise cause to be deposited gasoline, oil, trash, garbage, refuse on any float or into the waters of the Wrangell Boat Harbor.

(e) To create or maintain any nuisance within the Wrangell Boat Harbor facilities, or to conduct or carry on any unlawful business or occupation therein; and, all of the ordinances of the City of Wrangell, defining offenses and prescribing penalties for the violation thereof are hereby expressly extended to the Wrangell Boat Harbor.

(f) For any owner or person in charge of any dog or animal to allow or permit such dog or animal to run at large on any municipally operated floats, or to become a nuisance therein.

(g) To deposit, place or leave any cargo, merchandise, supplies, freight, articles or thing upon any float, ramp, decline, walk or other public place in the Wrangell Boat Harbor facilities, excepting at such place or places as may be designated as loading and unloading spaces by the Harbormaster.

(h) To tap, connect, disconnect, interfere with, or tamper with any water outlet, water pipe, water connection or any electrical wiring, electrical outlet, or electrical device, or any kind installed or maintained in the Wrangell Boat Harbor facilities by the City of Wrangell without first having obtained the permission of the Harbormaster; or to interfere with or tamper with any wharf, float, gang plank, ramp, or any other facilities of the Wrangell Boat Harbor facilities.

(i) To write or post any written or printed matter or sign upon any bulletin board, piling or space constructed or maintained by the City of Wrangell in the Wrangell Boat Harbor facilities, without first having obtained permission of the Harbormaster.

(j) To erect, place, post or maintain any advertising matter, sign, or other printed matter other than legal notices, on any part of the Wrangell Boat Harbor facilities, without approval thereof first being obtained from the Harbormaster. All unauthorized advertising and signs shall be removed by the Harbormaster.

(k) To disregard, deface, remove, tamper with or damage any sign or notice posted or erected by the Harbormaster or by direction of the City Council relating to the use of mooring areas or other uses of the Wrangell Boat Harbor facilities

(l) It shall be unlawful for any person to refuse to comply with any lawful order by the Harbormaster.

(m) It shall be unlawful for a person or group or firm to anchor logs in Wrangell's small boat harbor.

CITY OF WRANGELL, ALASKA
Ordinance No. 245

AN ORDINANCE ACCEPTING THE STATE CONVEYANCE OF TIDELANDS; ADOPTING A SUBDIVISION PLAT; DECLARING TERMINATION OF THE PERIOD IN WHICH TO FILE FOR TIDELANDS PREFERENCE RIGHTS AND IN WHICH TO EXERCISE RIGHTS TO PURCHASE PORTIONS OF FILLED TIDELANDS AREAS; PROVIDING FOR CITY LEASING OF TIDELANDS AND REGULATIONS THERETO; PENALTY FOR VIOLATION.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the applicaiton to other persons or circumstances shall not be affected thereby.

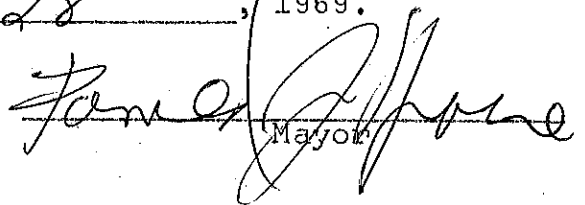
Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance Nos. 197, 185 and 180 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

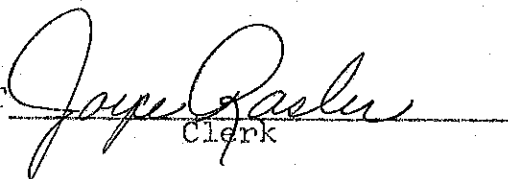
Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 45.30.010 through 45.40.410 all inclusive are hereby adopted as a part of this ordinance and Title 45 of the Code of Ordinance of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 30, Chapter 10 of the Wrangell City Code.

PASSED AND APPROVED. October 28, 1969.


Mayor

ATTEST


Clerk

Published November 6, 1969

CITY OF WRANGELL

TITLE 45. LANDS AND TIDELANDS

Chapter	-	Section	
30.		Tidelands	
		45.30.010.	Approval and acceptance of State conveyance.
		45.30.020.	Approval and adoption of subdivision plat.
		45.30.030.	Plat to be retained at city hall.
		45.30.040.	Preferential rights expired.
		45.30.050.	Purchase options to certain tidelands expired.
		45.30.060.	Use and disposal of tide and submerged land.
40.		Leasing of Tidelands	
		45.40.010.	Lands available for leasing.
		45.40.020.	Applications.
		45.40.030.	Deposits for costs
		45.40.040.	Rights prior to leasing.
		45.40.050.	Classification prior to lease required.
		45.40.060.	Public use.
		45.40.070.	Review.
		45.40.080.	Term of lease.
		45.40.090.	Appraisal.
		45.40.100.	Payment of annual rentals.
		45.40.110.	Leasing procedure.
		45.40.120.	Public notice.
		45.40.130.	Receipt of bid.
		45.40.140.	Appeal.
		45.40.150.	Completion of bid requirements.
		45.40.160.	Issuance of lease.
		45.40.170.	Terms of lease.
		45.40.180.	Responsibility.
		45.40.190.	Lease utilization.
		45.40.200.	Adjustment of rental.
		45.40.210.	Subleasing.
		45.40.220.	Assignments.
		45.40.230.	Modification.
		45.40.240.	Cancellation - forfeiture.
		45.40.250.	Notice or demand.
		45.40.260.	Rights of mortgages or lienholder.
		45.40.270.	Entry and re-entry.
		45.40.280.	Re-lease.

Chapter	-	Section
40.		Leasing of Tidelands
		45.40.290. Forfeiture of rental.
		45.40.300. Written waiver.
		45.40.310. Expiration of lease.
		45.40.320. Renewal of lease.
		45.40.330. Removal or reversion of improvements upon termination of lease.
		45.40.340. Sanitation.
		45.40.350. Building and zoning codes.
		45.40.360. Fire protection.
		45.40.370. Inspection.
		45.40.380. Personal use of materials.
		45.40.390. Restriction and reservations.
		45.40.400. Sale of certain tide and submerged lands.
		45.40.410. Permits for five years or less.

Chapter 30. Tidelands

Sec. 45.30.010. Approval and Acceptance of State Conveyance. The conveyance by the State to the City, dated March 20, 1963, of tidelands and submerged lands lying seaward of the City is hereby approved and accepted.

Sec. 45.30.020. Approval and Adoption of Subdivision Plat. The Tidelands Subdivision Plat, hereinafter called Plat is hereby approved and adopted as the official Tidelands Subdivision Plat of tide and submerged lands conveyed by the State to the City, showing all structures and improvements thereon and the boundaries of each tract occupied or developed, together with the name of the owner or claimant thereof, including within the boundaries of each tract occupied or developed such surrounding tide and submerged lands as shall be reasonably necessary in the opinion of the Council for the use and enjoyment of the structures and improvements thereon by the owner or claimant, but shall not include any tide or submerged lands which if granted to such occupant would unjustly deprive any occupant of adjoining lands from his reasonable use and enjoyment thereof. Tide and submerged lands which are not occupied or developed by the establishment thereon of substantial permanent improvements as herein defined, but which are included within the boundaries of subdivided tracts as being reasonably necessary in the opinion of the Council for the use and enjoyment of the structures and improvements thereon by the owner or claimant, were so included at the direction of the Council after public notice, hearing and due consideration.

Sec. 45.30.030. Plat to be Retained at City Hall. Said Plat shall be retained in the Clerk's office at the Wrangell City Hall and made available for public inspection at reasonable hours.

Sec. 45.30.040. Preferential Rights Expired. The time period in which certain persons were granted the right to file preference rights to tidelands pursuant to Article II of the Wrangell Ordinance No. 180 and extended by Ordinance No. 197 has expired.

Sec. 45.30.050. Purchase Options to Certain Tidelands Expired. The time period in which certain persons were granted the right to purchase portions of filled tidelands area pursuant to Article III of Wrangell Ordinance No. 180 has expired.

Sec. 45.30.060. Use and Disposal of Tide and Submerged Land Materials. Any person, firm or corporation who without written authority from the City removes rock, gravel or other materials from the tide and submerged lands covered by the State to the City shall be deemed guilty of a misdemeanor. No deed or lease

granted by the City to any person shall contain terms or be construed as granting any right to remove material from City tide and submerged lands, nor to use any such material removed from such tide and submerged lands, after January 3, 1959.

Chapter 40. Leasing of Tidelands

Sec. 45.40.010. Lands Available for Leasing. All tide and submerged land within the limits of the City to which the City holds title and which the City Council has classified for leasing may be leased as hereinafter provided, for surface use only.

Sec. 45.40.020. Applications. All applications for lease of tidelands shall be filed with the City Clerk on forms provided by him and available at the Municipal Building. Only forms completed in full and accompanied by a \$10.00 filing fee will be accepted for filing. Filing fees are not refundable. With every application the applicant shall submit a development plan showing and stating (1) the purpose of the proposed lease (2) the use, value and nature of improvements to be constructed (3) the type of construction (4) and dates construction is estimated to commence and be completed (5) whether intended use complies with the zoning ordinance and comprehensive plant of the City.

Sec. 45.40.030. Deposits for Costs. All applications filed with the City Clerk will be forwarded to the City Engineer or other designated official to determine his estimate of costs required to handle the application, including but not limited to one or more of the following: survey, appraisal, and advertising of the proposed lease of the area under application. Upon determination of the estimated costs said official shall notify applicant in writing of such costs and a deposit thereof must be made within 30 calendar days after said notice is mailed. Failure of applicant to pay the deposit shall result in the application being cancelled. If the applicant does not accept a lease within 30 calendar days after it is offered to the applicant, all deposit money spent or encumbered for survey, appraisal or advertising shall be forfeited, and the balance, if any, shall be returned to the applicant. If the land applied for upon which deposit for costs is made is leased to another, the latter shall be required to pay actual costs of survey, appraisal and advertising, and the original deposit shall be returned to the depositor. The lessee shall be required to pay any excess of costs over deposits, and where the deposit exceeds actual costs, the excess shall be credited to present or future rents under the lease. All survey, appraisal and advertising shall be performed only under the control of the City, and any such work done without such control will not be accepted by the City.

Sec. 45.40.040. Rights Prior to Leasing. The filing of an application for a lease shall give the applicant no right to a lease or to the use of the land applied for. Any use not authorized by a lease shall constitute a trespass against the City.

Sec. 45.40.050. Classification Prior to Lease Required. Before accepting applications to lease tidelands the area involved shall have first been classified for leasing and for particular land uses and a land use plan of the area prepared and publicly posted in the office of the City Clerk for a period of not less than ten calendar days. The land use plan shall be prepared and approved by the Council prior to posting. No lease shall be granted except for the particular use for which the tract is classified.

Sec. 45.40.060. Public Use. The lease of any City tidelands may be made to any State or Federal agency or political subdivision of the State for less than the appraised value, and for a consideration to be determined by the Council to be in the best interests of the City.

Sec. 45.40.070. Review. The classification of a tract of leased land may be changed only by the Council on application of the lessee. No renewal lease may be issued until the proposed renewal has been reviewed and approved by the Council.

Sec. 45.40.080. Term of Lease. Leases may be issued for a term of not less than 5 nor more than 55 years. The applicant shall state in his application the term desired. In determining whether to grant a lease for the requested term the Council shall consider the nature, extent and cost of the improvements which the applicant agrees, as a condition of the lease to construct thereon, the value of the applicant's proposed use to the economy of the City and other relevant factors.

Sec. 45.40.090. Appraisal. No tidelands shall be leased, or a renewal lease issued therefor, unless the same has been appraised within six months prior to the date fixed for beginning of the term of the lease or renewal lease. No land shall be leased for an annual rent less than six (6%) percentum of the appraised value of the land and any improvements thereon owned by the City.

Upon the filing of an application for a lease of a parcel of classified tidelands and the deposit of the costs estimated by the City Clerk, the City Assessor shall cause the tract, and any improvements thereon owned by the City, to be appraised at their fair market value. The appraisal shall be transmitted by the Assessor to the Council which shall review the same and determine the appraised value of the tract and improvements thereon owned by the City. Facilities for supplying utility services shall not be considered as such improvements. The Council shall determine the annual rental as six (6%) percentum of the appraised value and shall determine any limitations, reservations, requirements or special conditions to be included in the lease. Each lease shall contain a requirement that the lessee construct improvements suitable for the use of which the land is classified of a specified minimum value within

one year from the date of the lease. The applicant shall be notified of the amount of the minimum annual rental and the value of the improvements required to be constructed thereon.

Sec. 45.40.100. Payment of Annual Rentals. Unless the lease specifies otherwise, annual rentals of \$250.00 and less shall be paid annually in advance, rentals of an amount between \$251.00 and \$500.00 shall be paid in two equal installments every six months, annual rentals of an amount between \$501.00 and \$1,000.00 shall be paid in advance every calendar quarter and annual rentals exceeding \$1,000.00 shall be paid in advance each calendar month.

Sec. 45.40.110. Leasing Procedure. Leases of land with an initial annual minimum rental of less than \$100.00 shall be issued by the City Clerk after being so instructed by the Council and without the necessity of a public auction. All leases having a computed annual minimum rental of more than \$100.00 shall be offered at public auction. All public auctions of tidelands in the City shall be held in the Council Chambers, Municipal Building, by the Mayor, or in his absence, the City Clerk. At the completion of the auction of each tract of land said official shall indicate the apparent high bidder. The apparent high bidder shall thereupon deposit with said official the portion of the annual rental then due together with the unpaid costs of survey, appraisal and advertising. All payments must be made in cash, money order, check or cashier's check, or any combination thereof within one hour.

Sec. 45.40.120. Public Notice. Public notice of lease of land is required to be given under the provisions of this ordinance. Thirty (30) days' notice shall be given by publishing notice thereof in a newspaper of general circulation published in the City once a week for three weeks prior to final action of public auction. The notice must contain a brief description of the land, its area and general location, proposed use, term, computed annual minimum rental, limitations if any, and time and place set for the lease auction, if auction is required, together with the name or names of the record owner or owners of the adjacent upland.

Sec. 45.40.130. Receipt of Bid. Upon deposit of the required sum by apparent high bidder, the official conducting the auction shall thereupon issue to the successful bidder a receipt for the required sum.

Sec. 45.40.140. Appeal. An aggrieved bidder may appeal the determination of the apparent high bidder to the Council, within five days (excluding Saturday and Sunday) following such determination. Such appeals must be in writing and contain a short statement of the grounds for appeal and rule thereon. The Council's decision shall be final, but without prejudice to any other right or rights the aggrieved bidder may have.

Sec. 45.40.150. Completion of Bid Requirements. Following the appeal period or the Council's ruling, the City Clerk shall notify the successful bidder that the City is prepared to issue an appropriate lease. The bidder shall be given 15 calendar days from date of mailing the notice in which to remit to the City Clerk any bid balance or any other sums that may be due and sign the lease. Failure to do so shall result in forfeiture of any and all rights previously acquired in the proposed lease, and in addition, any moneys paid or deposited with the City shall be forfeited.

Sec. 45.40.160. Issuance of Lease. After expiration of the five day appeal period, or after the ruling on the appeal to the Council, the City Clerk shall execute a lease containing such terms as the Council by its determination shall establish.

Sec. 45.50.170. Terms of Lease. All leases shall be issued on standard forms approved by the Council, but shall contain such limitations, reservations, requirements or special conditions as the Council has determined, including requirements for improvements of a specified value to be constructed or located on the land within one year from the date of the lease.

Sec. 45.40.180. Responsibility to Properly Locate on Leased Premises. It shall be the responsibility of the lessee to properly locate his improvements on the leased land within such one year period. It shall be unlawful to encroach on other lands of the City or on lands owned or leased by another, and violation shall constitute a misdemeanor.

Sec. 45.40.190. Lease Utilization. Leased tidelands shall be utilized for purposes within the scope of the land use classification, the terms of the lease, and in conformity with the ordinances of the City, including any zoning ordinance. Utilization or development for other than the allowed uses shall constitute a violation of the lease and subject the lease to cancellation at any time. The terms of this ordinance are made a part of all leases and any violation thereof shall be grounds for cancellation of any leases.

Sec. 45.40.200. Adjustment of Rental. The annual rental payable pursuant to any lease issued under the provisions of this ordinance shall be subject to adjustment by the Council on the fifth anniversary of the date of the lease and each anniversary date thereafter which is divisible by the number five. All adjusted rates shall be computed at 6% per centum on the fair market value of the land and improvements owned by the City and leased thereunder. Such value shall be determined by an appraisal made by the City Assessor and reviewed and determined by the Council as provided in Sec. 45.40.090.

Sec. 45.40.210. Subleasing: Any lessee may sublease lands or any part thereof leased to him hereunder, provided, that

the proposed lessee first obtains the approval of the City Council to such sublease. Subleases shall be in writing and be subject to the terms and conditions of the original lease. A copy of the sublease shall be filed with the City Clerk.

Sec. 45.40.220. Assignments. Any lessee may assign the lease issued to him, provided, that the proposed assignment shall be first approved by the City Clerk. The assignee shall be subject to all of the provisions of the lease and the assignor shall not be relieved of his obligations thereunder.

Sec. 45.40.230. Modification. No lease may be modified orally or in any manner other than by an agreement in writing signed by all parties in interest or their successors in interest.

(a) In the event any lessee requires an extension of lease term by reason of the requirements of any mortgagee or lending institution, or the requirements of any government regulatory agency or government agencies insuring or in any way guaranteeing improvements or purchase loans, upon application to the Council and a showing of good cause, the Council shall liberally grant extensions of lease terms by modification of existing leases.

Sec. 45.40.240. Cancellation - Forfeiture.

(a) Leases in good standing may be cancelled in whole or in part at any time, upon mutual written agreement by the lessee and the Council.

(b) Any lease of lands used for an unlawful purpose may be terminated by the Council.

(c) If the lessee shall default in the performance or observance of any of the lease terms, covenants, or stipulations, or the terms of this ordinance, or any of the ordinances of the City, and said default continues for 30 calendar days after service of written notice by the City on lessee without remedy by lessee of the default, the City Council shall take such action as is necessary to protect the rights and best interests of the City, including the exercise of any or all rights after default permitted by the lease. No improvements may be removed by lessee or any other person during any time the lessee is in default.

Sec. 45.40.250. Notice or Demand. Any notice or demand, which under the terms of a lease or under any statute must be given or made by the parties thereto, shall be in writing, and be given or made by registered or certified mail, addressed to the other party at the address of record. However, either party may designate in writing such new or other address to which such notice or demand shall thereafter be so given, made or mailed.

A notice given hereunder shall be deemed delivered when deposited in a U. S. general or branch post office enclosed in a registered or certified mail prepaid wrapper or envelope addressed as hereinabove provided.

Sec. 45.40.260. Rights of Mortgages or Lienholder. In the event of cancellation or forfeiture of a lease for cause, the holder of a properly recorded mortgage of the improvements on the land and every sublease thereof, shall be given a duplicate copy of any notice of default in the same manner as notice is given the lessee, provided, such mortgagee or sublessee has given the City Clerk notice of such mortgage or sublease.

Sec. 45.40.270. Entry and Re-entry. In the event the lease is terminated, or in the event that the demised lands, or any part thereof, are abandoned by the lessee during the term, the lessor or its agents, servants, or representative, may, immediately or any time thereafter, re-enter and resume possession of said lands or such part thereof, and remove all persons and property therefrom either by summary proceedings or by a suitable action or proceeding at law without being liable for any damages therefor. No re-entry by the lessor shall be deemed an acceptance of a surrender of the lease.

Sec. 45.40.280. Re-Lease. In the event that a lease is terminated the City Council may offer said lands for lease or other appropriate disposal pursuant to the provisions of this ordinance.

Sec. 45.40.290. Forfeiture of Rental. In the event that the lease should be terminated because of any breach by the lessee, as herein provided, the annual rental payment last made by the lessee shall be forfeited and retained by the lessor.

Sec. 45.40.300. Written Waiver. The receipt of rent by the lessor with knowledge of any breach of the lease by the lessee or of any default on the part of the lessee in observance or performance of any of the conditions or covenants of the lease, shall not be deemed to be a waiver of any provision of the lease. No failure on the part of the lessor to enforce any covenant or provision therein contained, nor any waiver of any right thereunder by the lessor unless in writing, shall discharge or invalidate such covenants or provisions or affect the right of the lessor to enforce the same in the event of any subsequent breach or default. The receipt, by the lessor of any other sum of money after the termination, in any manner, of the term demised, or after the giving by the lessor of any notice thereunder to effect such termination, shall not reinstate, continue, or extend the resultant term therein demised, or destroy, or in any manner impair the efficacy of any such notice or termination as may have been given thereunder by the lessor to the lessee prior to the receipt of any such sum of money or other consideration, unless so agreed to in writing and signed by the lessor.

Sec. 45.40.310. Expiration of Lease. Unless the lease is renewed or sooner terminated as provided herein, the lessee shall peaceably and quietly leave, surrender and yield up unto the lessor all of the leased land on the last day of the term of the lease.

Sec. 45.40.320. Renewal of Lease. Upon the expiration of the term of any lease, or the cancellation of a lease by mutual consent of all parties thereto, the Council may grant a new lease to the lessee or his assignee who owns valuable improvements thereon, without offering said lease at auction, provided:

(a) The lessee or his assignee makes written application therefor at least 60 days prior to such termination.

(b) The lessee is not in default under the lease.

(c) The use to which the land is to be put is compatible with the current use classification and zoning provisions of the City ordinances on that subject.

(d) Mutually agreeable terms are negotiated by the Council and the prospective lessee.

Such lease shall be for an annual rental equal to the percentum of the appraised value of the land which is then being charged for new leases and shall be subject to adjustment on every fifth anniversary.

Sec. 45.40.330. Removal or Reversion of Improvements upon Termination of Lease. Improvements owned by a lessee may within 60 calendar days after the termination of the lease be removed by him; provided that the City Council may extend the time for removing such improvements in cases where hardship is proven. All periods of time granted the lessees to remove improvements are subject to said lessees paying to the City pro rata lease rentals for said periods.

If any improvements and/or chattels are not removed within the time allowed, such improvements and/or chattels shall revert to, and absolute title shall vest in, the City.

Sec. 45.40.340. Sanitation. The lessee shall comply with all ordinances of the City which are promulgated for the promotion of sanitation. The premises of the lease shall be kept in a neat, clean and sanitary condition and every effort shall be made to prevent the pollution of waters.

Sec. 45.40.350. Building and Zoning Codes. Leased lands shall be utilized only in accordance with the building and zoning ordinances and rules and regulations thereunder. Failure to do so shall constitute a violation of the lease.

Sec. 45.40.360. Fire Protection. The lessee will take all reasonable precaution to comply with all laws, regulations and rules promulgated by the City for fire protection within the area wherein the leased premises are located.

Sec. 45.40.370. Inspection. The lessee shall allow an authorized representative of the City to enter the leased land at any reasonable time for the purposes of inspecting the land and improvements thereon.

Sec. 45.40.380. Personal Use of Materials. All coal, oil, gas and other minerals and all deposits of stone, earth or gravel valuable for extraction or utilization, are reserved by lessor and shall not be removed from the land. The lessee shall not sell or remove for use elsewhere any timber, stone, gravel, peatmoss, topsoil, or any other material valuable for building or commercial purposes; provided, however, that material required for the development of the leasehold may be used, if its use is first approved by the City Council.

Sec. 45.40.390. Restriction and Reservations. The lease shall contain such restrictions and reservations as are necessary to protect the public interest.

Sec. 45.40.400. Sale of Certain Tide and Submerged Lands. When it is in the public interest the Council may by resolution authorize the sale of small tracts of tidelands and submerged lands, provided that no such tract shall be greater in area than 400 square feet, such tract is unsuitable for use as a public use area, and such tract cannot be leased. All sales of tidelands and submerged lands shall be public sales and shall be governed by the provisions of this Chapter, insofar as may be applicable. The assessed value of the property shall be stated in the notice required by Sec. 45.40.120 instead of the annual minimum rental. All sales shall be made for cash and the successful bidder must make payment in full at the time of the sale. The Council may provide additional requirement not inconsistent with this Chapter in the resolution authorizing such sale. Anything herein to the contrary notwithstanding, all such sales shall be subject to charter provisions.

Sec. 45.40.410. Permits for Five Years or Less. The Council may authorize the City Clerk to grant permits to applicants and to use such applicant's permits for the use of tide and/or submerged lands for a period to not exceed five years, without appraisal of the value of the land or public auction of the permit, for any purpose compatible with the land use classification of such lands and on such terms for such rental as the Council shall determine. The provisions of Sections 45.40.010 through 45.40.070, 45.40.170 through 45.40.190, 45.40.210 through 45.40.310 and 45.40.330 through 45.40.390 of this Chapter pertaining to leases, shall, insofar as practical, apply and be a part of every such permit. Such permit may, however, be granted for the purpose of removing earth, stone or gravel from such lands, in which event the rental may be on a yardage basis and Sec. 45.40.380 of this Chapter shall not apply.

CITY OF WRANGELL, ALASKA

Ordinance No. 244

AN ORDINANCE REGULATING THE ERECTION, CONSTRUCTION ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL CONVERSION, DEMOLITION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA AND MAINTENANCE OF BUILDINGS OR STRUCTURES IN THE CITY OF WRANGELL, ALASKA: PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE: AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

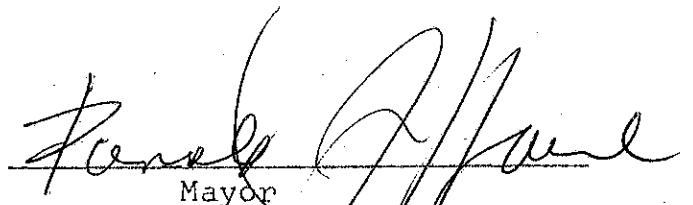
Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance if held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Repealer. Wrangell Ordinance No. 220, enacted May 13, 1969 adopting the Uniform Building Code is hereby repealed in its entirety.

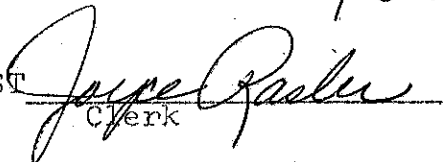
Sec. 4. Adoption of Sections. The following annexed sections, Sec. 18.10.010 through 18.10.020 all inclusive, are hereby adopted as a part of this ordinance and Title 18 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED October 14, 1969.



Mayor

ATTEST



Clerk

Published October 16, 1969

CITY OF WRANGELL CODE

TITLE 18. BUILDING REGULATIONS

Chapter - Section

10. Building Code

18.10.010 Uniform Building Code Adopted

18.10.020 Violations a Misdemeanor

Chapter 10 - Building Code

Sec. 18.10.010. Building Code Adopted. For the purpose of regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of all buildings and structures or portions thereof in the City, there is hereby adopted by reference, as the Building Code of the City, that certain compilation of rules and regulations prepared and published by the International Conference of Building Officials, a nationally recognized technical trade organization, which compilation is entitled "Uniform Building Code, 1967 Edition", Volume 1, five (5) copies of which have been filed in the office of the Clerk of the City for public use, inspection and examination and which compilation is hereby made a part hereof as if fully set forth herein, subject only to the following enumerated additions, deletions and changes:

- (A) Delete Section 205.
- (B) Delete Section 4505 (b) in its entirety. Substitute Section 4505 (b) as follows:

4505 (b) Projection and Clearance. The horizontal clearance between a marquee and the curb line shall be not less than six inches (6").

The marquee shall in no case be less than eight feet (8') above the ground, pavement or sidewalk below.

- (C) Delete Section 4505 (c).
- (D) Delete Chapters 13 and 14. There is hereby adopted by reference, as Chapter 15, Section H-101 through H-1002 of the Uniform Housing Code, 1967 Edition, prepared and published by the International Conference of Building Officials, which compilation is entitled "Uniform Housing Code, 1967 Edition", and five (5) copies each of which have been filed in the office of the Clerk of the City for public use, inspection and examination, and which sections H-101 through H-1002 are hereby made a part hereof as if fully set forth herein.
- (E) Change Section 420 by adding to the definition of structure: "and shall include earth, soil, rock, rubble or concrete fills where such fills are placed to reclaim land, create usable land, or to serve as the foundation of other structures, or where such fills are to be used as roadways, dikes, dams, or any water diversion purposes".

- (F) Section 204 of the Uniform Building Code is hereby repealed and re-enacted to read:

In order to determine the suitability of alternate materials and types of construction and to provide for reasonable interpretations of the provisions of this Code, there shall be and hereby is created a Board of Appeals, consisting of the Mayor and the Council. The Board shall adopt reasonable rules and regulations for conducting its investigations and shall render all decisions and findings in writing to the Building Official with a duplicate copy to the appellant.

- (G) For the purpose of providing a reasonable degree of safety for persons living and sleeping in apartment houses and hotels through providing for alterations to such existing buildings as do not conform to the minimum safety requirements of the Uniform Building Code, there is hereby adopted in its entirety the Appendix of the Uniform Building Code, Volume 1 of the 1967 Edition.

1. Delete Section S-103 (d).
2. Fee to correspond with Sec. 303 of Uniform Building Code, Volume 1.

Sec. 18.10.020. Violations a Misdemeanor. Any person, firm, co-partnership or corporation violating any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than three hundred dollars (\$300.00) and imprisoned for not more than thirty (30) days, or both.

CITY OF WRANGELL, ALASKA
Ordinance NO. 242

AN ORDINANCE REPEALING ORDINANCE NO. 178, AND
RE-ESTABLISHING THE COUNCIL-MANAGER FORM OF
GOVERNMENT FOR THE CITY OF WRANGELL, ALASKA.

WHEREAS, by Ordinance No. 177 of the City of Wrangell, Alaska, a proposal to amend Section 3-11 of the Charter of the City to provide for adoption of mayor-council form of government and reversion by repeal to council-manager form of government by enactment of non-emergency ordinance was approved by the qualified voters of the City at the election held October 2, 1962; and

WHEREAS, Ordinance No. 178 amended the Charter of the City of Wrangell on November 13, 1962 to provide for a mayor-council form of government and the city has operated under said form of government since aforesaid date; and

WHEREAS, the Common Council presently recognizes the need for centralized municipal management and administrative authority to be obtained with a city manager, and the Council desires to revert to the council-manager form of government authorized by Sec. 3-11 of the Wrangell Charter by repeal of Ordinance No. 178;

NOW THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Repeal. City of Wrangell Ordinance No. 178 providing for a mayor-council form of city government is hereby repealed in its entirety and the council-manager form of government is re-established by operation of City Charter.

Sec. 2. Reinstatement of Charter Provisions. By reason of repeal of Ordinance No. 178, the following provisions of the City Charter as it existed prior to enactment of Ordinance No. 178 are automatically reinstated as follows:

Sec. 1-3 of Article I of the City Charter is reinstated by deleting the words "mayor-council form of government" and substituting therefore "council-manager government."

Sec. 2-1 of Article II of the City Charter is reinstated by deleting from line seven thereof the words "of the mayor" and substituting the words "by the city manager."

Sec. 2-2 of Article II of the City Charter is reinstated to read as follows:

Mayor and Vice Mayor

Section 2-2. The mayor shall preside at meetings of the council, and shall certify the passage of all ordinances and resolutions passed by it. He shall be recognized as the head of the city government for all ceremonial purposes and by the governor for purposes of military law. As ex officio councilman, he shall have all powers, rights, privileges, duties and responsibilities of councilmen, including the right to vote on questions. He shall have no regular administrative duties except that he shall sign such written obligations of the city as the council may require. If a vacancy occur in the office of mayor, the council shall elect a qualified person, who may or may not already be a councilman at the time, to be mayor for completion of the unexpired term or until the vacancy is filled by election.

At the first meeting after the time prescribed for the beginning of the terms of newly elected councilmen or as soon thereafter as practicable, the council shall elect one of its members vice mayor, who shall serve as such until the next such first meeting. The vice mayor shall act as mayor during the absence or disability of the mayor, or, if a vacancy occur in the office of mayor, until another mayor is elected by the council and qualifies. If the office of vice mayor becomes vacant, the council shall elect from its members another vice mayor for completion of the unexpired term.

Section 2-4 of Article II of the City Charter is reinstated to read as follows:

Council: Powers

Section 2-4. Except as otherwise provided in this charter, all powers of the city, including the determination of all matters of policy, shall be vested in the council. Without limitation of the foregoing, the council shall have power:

- (1) To appoint and remove the city manager as provided in this charter;

- (2) By ordinance to enact legislation relating to any or all subjects and matters not prohibited by law or this charter;
- (3) To adopt the budget, raise revenue and make appropriations, and regulate salaries and wages, and all other fiscal affairs of the city;
- (4) To inquire into the conduct of any office, department or agency of the city, and investigate municipal affairs;
- (5) To appoint or elect and remove its own subordinates, personnel in the department of law, election personnel, the members of the personnel board, the members of the planning commission, the members of the zoning commission, the members of the board of adjustment, and other quasi-legislative, quasi-judicial or advisory officers and authorities, now or when and if established, or prescribe the method of appointing or electing and removing them;
- (6) To create, change and abolish all offices, departments and agencies of the city government other than the offices, departments and agencies created by this charter; and to assign additional powers, duties and functions to offices, departments and agencies created by this charter.

Section 2-5 of Article II of the City Charter is reinstated to read as follows:

Council not to Interfere in Appointments and Removals

Section 2-5. Neither the council, the mayor nor any of its other members may direct or request the appointment of any person to, or his removal from, office or employment by the city manager or by any other authority, or, except as provided in this charter, participate in any manner in the appointment or removal of officers and employees of the city. Except for the purpose of inquiry, the council, the mayor and its other members shall deal with the administrative service solely through

the city manager; and neither the council, the mayor nor any other members thereof may give orders on administrative matters to any subordinate of the city manager either publicly or privately.

Article III of the City Charter shall be entitled "CITY MANAGER AND ADMINISTRATIVE DEPARTMENTS".

Section 3-1 of Article III is reinstated to read as follows:

City Manager: Appointment, Term, Qualifications, Removal

Section 3-1. There shall be a city manager. The council shall appoint him for an indefinite term by a vote of a majority of all its members. It shall choose him solely on the basis of his executive administrative qualifications. At the time of his appointment, he need not be a resident of the city or state; but, during his tenure of office, he shall reside within the city. Neither the mayor nor any other councilman elected after this charter goes into effect, may be appointed city manager or acting city manager during the term for which he shall have been elected nor within two years after the expiration of his term. The council may suspend or remove the city manager at any time by a vote of a majority of all its members.

Section 3-2 of Article III is reinstated to read as follows:

Acting City Manager

Section 3-2. If the city manager is absent from the city or is unable to perform his duties, if the council suspends the city manager, or if there is a vacancy in the office of the city manager, the council may appoint an acting city manager to serve until the city manager returns, until his disability or suspension ceases, or until another city manager is appointed and qualifies, as the case may be. The council may suspend or remove an acting city manager at any time.

Section 3-3 of Article III is reinstated to read as follows:

City Manager: Powers and Duties

Section 3-3. The city manager shall be chief administrative officer and head of the administrative branch of the city government. He shall execute the laws and ordinances and administer the government of the city, and shall be responsible therefor to the council. He shall:

- (1) Appoint, and when deemed necessary for the good of the service, lay off, suspend, demote or remove, all directors, or heads, of administrative departments and all other administrative officers and employees of the city except personnel in the department of law, and except as he or the council by ordinance or this charter may authorize the head of a department; an officer or an agency to appoint, lay off, suspend, demote and/or remove subordinates in such department, office or agency, subject to such merit-system regulations as the council may adopt;
- (2) Supervise and control, directly or indirectly, all administrative departments, agencies, officers and employees, appointed by himself or by agencies and officers subordinate to him;
- (3) Prepare a budget annually and submit it to the council, be responsible for the administration of the budget after it goes into effect, and recommend to the council any changes in the budget which he deems desirable;
- (4) Submit to the council a report as of the end of the fiscal year on the finances and administrative activities of the city for the preceding year;
- (5) Keep the council advised of the financial condition and future needs of the city, and make such recommendations on matters of policy and other matters to the council as may seem to him desirable;
- (6) Have such other powers, duties and functions as this charter may prescribe and such powers, duties and functions consistent with this charter as the council may prescribe.

All sections of the City Charter, including but not limited to the following, in which the word "mayor" appears are reinstated by substituting the words "city manager" for the word "mayor", excepting only where the word "mayor" appears in the second line of Section 4-2:

Article III, Sections 3-4, 3-5, 3-6,
3-7, 3-8, 3-9, 3-10;

Article IV, Sections 4-2, 4-3, 4-6;

Article V, Sections 5-2, 5-6, 5-16,
and 5-18.

Sec. 3. Classification. This ordinance is of a general and permanent nature and the code section adopted hereby shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 4. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 5. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 6. Adoption of Section. The following annexed section bearing code number Sec. 3.05.010 is hereby adopted as a part of this ordinance and Title 3 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED August 28, 1969.

Arthur B. Nelson
Mayor

ATTEST:

Joyce Gasler
City Clerk

CITY OF WRANGELL CODE

TITLE 3. ADMINISTRATION

Chapter - Section

5. Form of Government
3.05.010 Form of Government

Chapter 5. Form of Government

Sec. 3.05.010. Form of Government. The form of government of the City of Wrangell shall be and remain the council-manager form of government until such time as the City Charter may be amended as therein provided.

CITY OF WRANGELL, ALASKA
Ordinance No. 243

AN ORDINANCE REGULATING THE CONSTRUCTION, RECONSTRUCTION, ADDITION, ENLARGEMENT, CONVERSION, EQUIPMENT, USE AND MAINTENANCE OF ALL ELECTRICAL WIRING AND DEVICES WITHIN AND WITHOUT ALL BUILDING AND STRUCTURES IN THE CITY OF WRANGELL, ALASKA AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

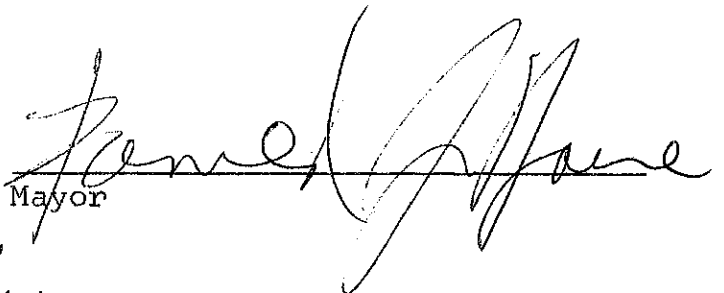
Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

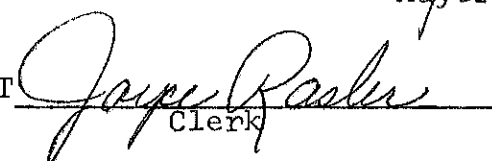
Sec. 3. Repealer. City of Wrangell Ordinance No. 222, enacted May 13, 1969, adopting the "National Electrical Code, 1965" as the electrical code for the City of Wrangell is hereby repealed in its entirety.

Sec. 4. Adoption of Sections. The following annexed sections, Sec. 18.20.010 through 18.20.020 inclusive, are hereby adopted as a part of this ordinance and Title 18 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED October 14, 1969.



Mayor

ATTEST 

Clerk

Published October 16, 1969

CITY OF WRANGELL CODE

TITLE 18. BUILDING REGULATIONS

Chapter - Section

20 Electrical Code

18.20.010 Electrical Code Adopted

18.20.020 Violations a Misdemeanor

Chapter 20 - Electrical Code

Sec. 18.20.010. Electrical Code Adopted. For the purpose of regulating the construction, reconstruction, addition, enlargement, conversion, equipment, use and maintenance of all electrical wiring and devices within and without all buildings and structures within the City of Wrangell there is hereby adopted, as the Electrical Code of the City that certain compilation of rules and regulations prepared and published by the National Fire Protection Association, a nationally recognized technical trade association, which compilation is entitled "National Electrical Code 1968" and five (5) copies each of which has been filed in the office of the Clerk for public use, inspection and examination and which compilation, is hereby made a part hereof as if fully set forth herein, subject only to the following enumerated additions and deletion.

(A) After Article 348-2 add the following subsection:

348-3. Approved rigid conduit or electric metallic tubing shall be required for the installation of all wiring of basements of new buildings and the installation of new wires in basements of old buildings or additions thereto in all buildings of any occupancy classification except "I" or "J".

(B) Add to Article 230-70, paragraph (g) "except a master disconnect switch shall be provided for all occupancy classifications except "I" or "J".

(C) Permits and fees shall be required as provided and determined under Chapter 3 of the Uniform Building Code, 1967 Edition.

(D) The installation of all underground electrical installations beneath city streets and sidewalks shall be by permission of the city engineer who shall be furnished a detailed scale drawing of the "as built" installations.

Sec. 18.20.020. Violations a Misdemeanor. Any person, firm, co-partnership or corporation violating any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than three hundred dollars (\$300.00) and imprisoned for not more than thirty (30) days, or both.

CITY OF WRANGELL, ALASKA
Ordinance No. 241

AN ORDINANCE PROPOSING AN AMENDMENT TO THE CHARTER OF THE CITY OF WRANGELL AUTHORIZING THE CITY TO PROVIDE EXTRA-TERRITORIAL SERVICES SUCH AS FIRE PROTECTION, WATER SYSTEM, AND ELECTRICAL SYSTEM, AND SUBMITTING THE AMENDMENT TO THE QUALIFIED VOTERS OF THE CITY AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, OCTOBER 7, 1969; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

SECTION 1. The City of Wrangell, hereby declares the existence of an emergency by reason of Council policy to terminate municipal fire protection services to extra-territorial areas and the necessity for authority to extend such services on an individual contract basis.

SECTION 2. The following amendment to the Charter of the City of Wrangell, Alaska, is hereby approved and proposed to the qualified voters of the City of Wrangell, and is hereby submitted to said voters for approval or rejection at the general City Election to be held on Tuesday October 7, 1969:

PROPOSED CHARTER AMENDMENT

That the Charter of the City of Wrangell, Alaska, be amended by approving the addition of one sentence to Section 1-4, and that said new sentence be inserted into the said charter at the end of the first paragraph of Section 1-4 of Article I as a part thereof, said proposed additional sentence being as follows:

The city may provide extra-territorial services such as fire protection, water system, and electrical system as the council shall by ordinance enact.

SECTION 3. Said general election herein called shall be in accordance with the City Charter, the ordinance of the city, and applicable state law. The polling places for said election shall be the Wrangell Public Library Room, and Episcopal, and the polls shall be open from 8:00 A.M. to 8:00 P.M. on the day of the election.

SECTION 4. The ballot title and propositions for said proposed charter amendment shall be substantially as follows:

Published July 31, 1969

Shall the Charter of the City of Wrangell, Alaska be amended by approving and adopting a sentence to be added to Section 1-4 to be inserted into said charter at the end of the first paragraph of Section 1-4 of Article I as a part thereof, said proposed additional sentence to the charter authorizing the council by ordinance to provide that the city shall provide extra-territorial services such as fire protection, water system, and electrical system?

YES (Amend the Charter)

NO (Do not amend the Charter)

SECTION 5. If a majority of the qualified voters voting on the question at said election approve said amendment, it shall go into effect immediately, and copies of the amendment shall be filed as required by Alaska Statute 29.40.060 (1962).

PASSED AND APPROVED July 23, 1969

Arthur B. Nelson
MAYOR

ATTEST:

Jayne Raskin
Clerk

Results of the election were as follows:

Two hundred twenty four (224) YES (Amend the Charter)

Seventy eight (78) NO (Do not amend the Charter)

I certify that the foregoing results of the election are true and correct.

Jayne Raskin
CITY CLERK

CITY OF WRANGELL, ALASKA
Ordinance No. 240

AN ORDINANCE REQUIRING PROPERTY OWNERS AND TENANTS HOLDING PROPERTY UNDER LEASE TO KEEP SIDEWALKS CLEAN OF SNOW AND OTHER REFUSE AND PROVIDING A PENALTY FOR VIOLATION.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any applicaiton thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance No. 76 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 57.30.010 through 57.30.080 all inclusive are hereby adopted as a part of this ordinance and Title 57 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED July 23, 1969.

Arthur B Nelson
Mayor

ATTEST

Jayne Gaskin
Clerk

Published July 31, 1969

City of Wrangell

TITLE 57. STREETS AND SIDEWALKS

Chapter - Section

- 30. Obstruction of Streets and Sidewalks
 - 57.30.010. Removal of snow, obstructions and refuse
 - 57.30.020. Obstruction with merchandise
 - 57.30.030. Obstruction of traffic
 - 57.30.040. Destruction of thoroughfares
 - 57.30.050. Trees and shrubbery to be trimmed
 - 57.30.060. Complaints
 - 57.30.070. Notice to be given
 - 57.30.080. Penalty

Sec. 57.30.010. Removal of Snow, Obstructions and Refuse. Every person having the care and control, either as owner or occupant, shall be required to keep the sidewalks fronting on the respective properties cleared of snow, obstructions, or other accumulations and refuse of any kind whatsoever. And it shall be unlawful for any person, firm, or corporation to deposit, throw, or sweep into or upon a street, alley, parking, or sidewalk of the City any paper, rubbish, grass, weeds, tree trimmings, dirt, trash, boxes, crates, or other refuse of any kind.

Sec. 57.30.020. Obstruction with Merchandise. It is unlawful for any person, firm, or corporation to place upon or permit to be placed upon the sidewalks, parkways, streets, and alleys of the city any goods, wares, articles of merchandise, or any other obstruction, and leave same thereon; or to use the same as a place to carry on a business or trade.

Sec. 57.30.030. Obstruction of Traffic. It is unlawful for any person, firm, or corporation to use or obstruct a sidewalk of the city in any manner so as to interfere unduly with pedestrian traffic thereon, or to use or obstruct a street or alley of the city in any manner so as to interfere unduly with lawful traffic and parking thereon.

Sec. 57.30.040. Destruction of Thoroughfares. If any person shall tear up, injure, or destroy any sidewalk, crosswalk, bridge, drain, or sewer, or shall hinder or obstruct the making or repairing of the same, or any public work being done by the City of Wrangell, or shall obstruct any street, highway, avenue, sidewalk, crosswalk, or other public passage-way of said city, or shall, without the written permission of the city administrator, dig, remove, or carry away or cause or procure the same to be done, any wood, stone, earth, sand, or gravel from any street or alley or other improved public lands of said city, or cause any of the aforescribed substances to be buried in a public right-of-way, he shall be deemed guilty of a misdemeanor.

Sec. 57.30.050. Trees and Shrubbery to be Trimmed. The owner of all premises abutting on any street of this city shall trim all trees and shrubbery growing in the parking, between the sidewalks and the roadway, of any such street, and all trees and shrubbery growing on any part of the premises adjacent to the sidewalks or any street or alley, in such manner that the boughs or limbs thereof shall not obstruct free and convenient passage and travel along the streets, sidewalks, and alleys. When such premises are occupied by some person other than the owner, such occupant shall trim the trees and shrubbery in the same manner as hereinbefore required of the owner. Such trees and shrubbery shall be trimmed so that the lowest branches or foliage shall not be lower than ten feet above the roadway of a street or alley, nor lower than eight feet above the sidewalk.

Sec. 57.30.060. Complaints. Complaints for the violation of any provisions of this chapter may be made by any property owner or resident of this City of Wrangell, Alaska either directly to the city magistrate or any police officer of the City of Wrangell.

Sec. 57.30.070. Notice to be Given. It shall be the duty of the city magistrate or a police officer to notify the property owner or tenant holding or occupying such property, giving them a reasonable time in which to remove such accumulation of snow, obstructions or other refuse, and upon their failing to comply with such notice within the time specified therein, it shall be lawful for the City of Wrangell to cause such snow, obstructions or refuse to be removed, and the costs for such removal of snow, obstructions or refuse shall be a direct lien against the property of such person.

Sec. 57.30.080. Penalty. Any person having the care and control, either as owner or occupant, who shall fail to comply with such notice within the time specified therein or refused to pay for the removal of such snow, obstructions or other refuse shall be deemed guilty of a misdemeanor and any person convicted thereof shall for the first offense be fined in an amount not more than twenty dollars (\$20.00); the second offense, not more than thirty dollars (\$30.00); the third offense, not more than forty dollars (\$40.00); for each succeeding offense not more than fifty dollars (\$50.00).

CITY OF WRANGELL, ALASKA
Ordinance No. 239

AN ORDINANCE ESTABLISHING A SCHOOL DISTRICT FOR
THE CITY OF WRANGELL.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance No. 9 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed section bearing code number section 33.10.010. is hereby adopted as a part of this ordinance and Title 33 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED July 23, 1969.

Arthur B. Nelson
Mayor

ATTEST

Joyce Radtke
Clerk

Published July 31, 1969

City of Wrangell

TITLE 33. EDUCATION

Chapter - Section

- 10. School District
- 33.10.010. School district established

Sec. 33.10.010. School District Established. There is hereby established a School District in the City of Wrangell. The boundaries of said school district shall perpetually be the same as the boundaries of the city. Said school district shall be known as the School District of the City of Wrangell, Alaska.

CITY OF WRANGELL, ALASKA
Ordinance No. 238

AN ORDINANCE PROVIDING FOR THE PURCHASE, CONSTRUCTION, ESTABLISHMENT AND MAINTENANCE OF A PLANT OR PLANTS FOR THE GENERATION, DISTRIBUTION AND USE IN WRANGELL, ALASKA, OF LIGHT, HEAT AND POWER BY ELECTRICITY: AND PROVIDING CERTAIN RULES AND REGULATIONS GOVERNING THE INSTALLATION AND USE OF CURRENT SUPPLIED FROM THE MUNICIPAL LIGHT PLANT: AND PROVIDING PENALTY FOR VIOLATION.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstance shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Sections 6, 7, 8, 9, 10, 11, and 12 of Ordinance No. 183, and sections 1, 2, 3, 4, 5, 6, 10, 11 and 12 of Ordinance No. 74, and Amendment to Ordinance No. 74 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 54.20.010 through 54.20.046. all inclusive are hereby adopted as a part of this ordinance and Title 54 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 30, Chapter 10 of the Wrangell City Code.

PASSED AND APPROVED July 23, 1969.

Richard B. Nelson
Mayor

ATTEST Joyce Raabe
Clerk

City of Wrangell

TITLE 54. PUBLIC UTILITIES

Chapter - Section

- 20. Electricity
 - 54.20.010. Light and power plant authorized
 - 54.20.012. Authority to enter contracts, etc.
 - 54.20.020. City light department to administer
 - 54.20.030. Payment by owners
 - 54.20.032. Implied authority to effecuate intent
 - 54.20.040. Service entrance and connections
 - 54.20.041. Customer's installations
 - 54.20.042. Customer's operations
 - 54.20.043. Employees
 - 54.20.044. New or increased wiring
 - 54.20.045. Interruption of service
 - 54.20.046. Discontinuance of service

Chapter 20. Electricity

Sec. 54.20.010. Light and Power Plant Authorized. The City of Wrangell through its City Council, hereby is empowered to purchase, construct, establish and maintain a plant or plants for the generation, distribution and use of electricity for the purposes of light, heat and power in the City of Wrangell, Alaska.

Sec. 54.20.012. Authority to Enter Contracts, Etc. (a) The City of Wrangell, through its duly authorized officers, is hereby empowered to enter into any and all contracts necessary in order to provide the City of Wrangell and its inhabitants with an adequate and suitable power plant for the generation and distribution of electricity, and is hereby fully empowered to enter into any and all such contracts in such form as shall not be contrary to or in violation of the law of Alaska applicable to municipal corporations.

(b) Any such agreements or contracts entered into by the City of Wrangell pursuant to this section shall provide that the public utility contracted for shall not be operated or maintained by funds raised by taxation, but from revenue collected for service rendered by such plant, plants or utilities, from the customers or users thereof.

(c) In any contract which the City of Wrangell may enter into for the acquisition, purchase, maintenance and operation of a city light plant or public utility, the City of Wrangell, through its City Council, is hereby authorized to agree by said contract with the party furnishing said plant, equipment and public utility, that the rates and tariffs thereof for the users and customers of said light plant or public utility, until the purchase price contracted to be paid for said light plant or public utility may be fixed and established either by contract or by the party furnishing said light plant and public utility, which shall then apply and be in full force and effect until the purchase price shall have been paid, unless modified, altered or changed by the mutual consent of the City of Wrangell and the party furnishing such light plant and public utility.

Sec. 54.20.020. City Light Department to Administer. The City light department as established and provided in Title 3 is charged with administering the business in connection with the acquisition, establishment, operation and maintenance of said light plant or public utility.

Sec. 54.20.030. Payment by Owners. The owners of property on which light, heat and power is rendered are liable for the payment for all such services rendered.

In cases where tenants fail to pay for such light, heat and

power services rendered, the owners of such property will be held responsible and such claims are hereby made a specific lien on all real and personal property of such owners until paid.

Sec. 54.20.032. Implied Authority to Effectuate Intent. The City of Wrangell, Alaska, through its City Council, is hereby given full and complete authority, whether specifically mentioned in this chapter or not, to effectually and completely accomplish the purpose and intention of the foregoing section of this chapter.

Sec. 54.20.040. Service Entrance and Connections. The City shall deliver electric service at the exterior of the premises to be served, and shall provide meter and meter sockets only. The customer shall provide adequate conductors at the weather cap to provide for electrical connections to the City Service connection lines, rigid conduit or entrance cable to connect weather cap to the meter socket, and rigid conduit and or entrance cable to connect entrance switch or panel, from the meter socket.

All meters will be sealed by the City, and no such seal shall be tampered with or broken except by a representative of the City appointed for that purpose. The user shall exercise every care to prevent meters, service wires appliances or fixtures of the City upon said premises from being injured or destroyed, and shall refrain from interfering with same, and in case any defect therein shall be discovered, shall notify the City thereof.

The user shall provide a suitable service entrance to the premises at the point of easiest access to the distribution line from which service is to be taken. Such entrance shall be continuous, and in rigid conduit and free from the possibility of tampering or interference. All wiring on the user's premises shall be done at the user's expense.

The user shall furnish a convenient and accessible place for the City in which to install and read the metering devices which may be required for the proper rendition of service, such place to be suitable to the preservation of the integrity of the metering devices and to be free from any condition which would adversely affect such devices. User shall not permit access to such devices by other than representatives of the City appointed for that purpose.

The customer shall obtain and grant all necessary permission to enable the City to install the service and carry out its contract.

The City shall have the right to enter upon the premises of the customer at all responsible times for the purpose of inspecting, repairing, or removing any and/or all of the equipment, appliances, and wiring of the City.

Sec. 54.20.041. Customer's Installations. The City reserves the right to refuse to connect with or render service to any applicant or any customer where such connections and/or rendition will adversely affect the service rendered to its other customers or where the applicant or customer has not complied with the State or Municipal regulations pertaining to the service to be rendered by the City.

The City may require the installation of necessary filters to prevent or suppress such interference caused by any one or more of the following, but not limited to: fluorescent lighting, motors, power driven hand tools, battery chargers, appliances, electric signs, and/or any other type of electrical equipment which tend to cause radio interference.

Suitable protective devices on the customers' premises may be required whenever the City deems such installation necessary to protect its property or that of its customers.

Nothing in this rule shall be construed as placing upon the City any responsibility for permitting the continuation or maintenance of any of the customer's wiring, current consuming devices, plumbing, or other equipment and the City shall not be held liable for any loss or damage resulting from any defects in the customer's installations and shall not be held liable for damage to persons or property arising from the use of the service on the premises of the customers. There shall be no adjustments on meter readings, due to defective ground, and/or defective wiring beyond the meter.

Sec. 54.20.042. Customer's Operations. In the case of hoist and elevator motors, electric furnaces, wireless installations, or other equipment of like character where the use of electrical current is intermittent or subject to violent fluctuation which may interfere with normal service, the City may require the customer to provide at his own expense equipment which will reasonably limit such fluctuations. The City reserves the right to refuse to supply a service of a character which may seriously impair service to any customer who shall continue to use appliances or apparatus detrimental to the service of others, after being notified by the City of such detriment to the service. Electric motors, 20 h. p. and larger, shall use reduced voltage starting equipment or torque convertors approved by the City.

Sec. 54.20.043. Employees. No promise, agreement or representation of any official, employee or agent of the City not contained in this chapter shall be binding on the City unless same be approved by the Council in writing and signed by the Mayor.

It shall be unlawful for any official, employee or agent of the City to ask, demand, receive or accept any personal compensation or consideration for any service rendered to consumers of electrical energy, or other persons, in connection with supplying or furnishing electric energy by the City.

Sec. 54.20.044. New or Increased Wiring. It shall be unlawful for any person, other than the duly authorized representative of the City or the Utility, prior to making any new wiring installation, or the making of any change in or addition to any existing wiring installation, to submit to the City Engineer or the Utility's duly authorized representative a drawn diagram in writing showing in detail the new or proposed wiring installation and purpose thereof and obtain from the City Engineer or the Utility's duly authorized representative a permit in writing for making same; and the City Engineer or the Utility's duly authorized representative, for the operating efficiency of the Utility, or in the interest of the efficiency and/or safety of such installation, may, in his discretion, deny such permit, or supervise the installation of such new or proposed wiring or cause such installation to be made by the City and/or the Utility of its duly authorized representative. A fee for such permit, the cost of supervision, and the charge for such installation made by the City or by the Utility, shall be fixed by Resolution of the City Council.

Sec. 54.20.045. Interruption of Service. The City shall exercise reasonable diligence and care to furnish and deliver a continuous and satisfactory supply of electric energy to the customer, but will not be liable for interrupted service or shortage of supply due to accident or condition beyond the City's control. In the event of such interruption or shortage, the City shall not be liable for any loss or damage occasioned thereby nor shall such interruption or shortage constitute a breach of its contract.

The City, whenever it shall find it necessary for the making of repairs or improvements to its system, shall have the right to suspend temporarily the delivery of service, but in all such cases, reasonable notice shall, when practicable be given to the customer and the repairs or improvements shall be prosecuted with reasonable diligence and in so far as feasible at such times as will cause the least inconvenience to the customer.

Sec. 54.20.046. Discontinuance of Service. The City reserves the right to cut off the supply of electric current and discontinue service in the event the customer shall fail to comply with the provisions of this ordinance, or any rule or regulation made thereunder.

The right to discontinue service for default may be exercised whenever and as often as default shall occur and neither delay nor omission on the part of the City to enforce this rule shall be deemed waiver of its right to enforce this rule at any time so long as the default continues.

Twenty-four hours written and/or printed notice shall be given the customer before service is discontinued under this rule, except in case of fraudulent use of service in which case the City may discontinue service without notice.

CITY OF WRANGELL, ALASKA
Ordinance No. 237

AN ORDINANCE OF THE CITY OF WRANGELL, ALASKA REGULATING THE PLACEMENT, USE SUPERVISION OF TRAILER COACHES AND COURTS; AND PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; PROVIDING FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance No. 194 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 21.50.010 through 21.50.130 all inclusive are hereby adopted as a part of this ordinance and Title 21 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 30, Chapter 10 of the Wrangell City Code.

PASSED AND APPROVED. July 23, 1969.

Arthur B Nelson
Mayor

ATTEST

James Rueler
Clerk

Published July 31, 1969

City of Wrangell

TITLE 21. BUSINESS AND PROFESSIONS

Chapter - Section

- 50. Trailers and Trailer Courts
 - 21.50.010. Definitions
 - 21.50.020. Permit required
 - 21.50.030. Plan
 - 21.50.040. Fee
 - 21.50.050. Character
 - 21.50.060. Supervision
 - 21.50.070. Spaces
 - 21.50.080. Water supply
 - 21.50.090. Sanitary facilities
 - 21.50.100. Garbage
 - 21.50.110. Lights
 - 21.50.120. Permanent use
 - 21.50.130. Exceptions

Sec. 21.50.010. Definitions. As used in this Chapter, the following terms shall have the meaning indicated below:

"Trailer coach" shall mean and include any vehicle or similar portable structure constructed so as to permit its being used as a conveyance on a public street and so as to permit the occupancy thereof as a dwelling by one or more persons.

"Trailer court" shall mean and include an area of land on which two or more occupied trailer coaches are harbored, either free of charge or for revenue, together with any building, structure or enclosure used as part of the equipment of such park.

Sec. 21.50.020. Permit Required. It shall be unlawful to establish, maintain or operate any trailer court in the city without first having obtained a permit therefor. Application for such permit shall be made in writing to the clerk in compliance with regulations relating to permit applications, and shall contain the name of the applicant, the location of the proposed court and the number of trailers to be accommodated.

Sec. 21.50.030. Plan. Each such application shall be accompanied by a plat or sketch showing the size and location of all buildings and structures.

Sec. 21.50.040. Fee. The fee for such permit shall be one hundred dollars plus five dollars for each trailer coach over twenty for which accommodations exist. If the number is increased, this shall be reported to the clerk, and the additional fee, if any, necessitated by such increase shall be paid before the additional spaces are put to use.

Sec. 21.50.050. Character. No such permit shall be issued to any but a person of good character, nor to any corporation if any officer thereof is not a person of good character.

It shall be unlawful to hire or keep as manager, superintendent or person in charge of a trailer court, any person who is not a person of good character, or any person who has been convicted of a felony.

Sec. 21.50.060. Supervision. Each trailer court, while operated, shall be in charge of a responsible attendant or caretaker at all times, who shall be responsible, with the permittee, for compliance with the provisions of this Chapter relating to the conduct of such courts.

Sec. 21.50.070. Spaces. Each trailer coach shall be allotted a site of not less than two thousand square feet. No trailer coach shall be parked closer than five feet to the side lot

lines of a trailer court, if the abutting property is improved property, or closer than ten feet to a public street, alley or building. Each individual trailer site shall abut or face on a driveway or clear unoccupied space of not less than twenty feet in width, which space shall have unobstructed access to a public highway or alley. There shall be an open space of at least ten feet between the sides of every trailer coach and at least five feet between the ends of every trailer coach.

Sec. 21.50.080. Water Supply. An adequate supply of pure water for drinking and domestic purposes from the city water supply system shall be supplied to meet the requirement of said trailer court.

Sec. 21.50.090. Sanitary Facilities. Each trailer court shall provide toilets, baths or showers which shall comply with the provisions of the ordinance relating thereto, to accommodate any trailer coach in which these units are not self-contained.

Sec. 21.50.100. Garbage. It shall be the duty of the owner, his agent or caretaker, to provide for the collection and removal of garbage or other waste materials and to otherwise maintain the court in a clean and sanitary condition.

Sec. 21.50.110. Lights. The court shall be kept properly and adequately lighted at all times so that the grounds shall be safe for occupants and visitors.

Sec. 21.50.120. Permanent Use. It shall be unlawful for any person to maintain any trailer coach, used for human habitation, upon any plot of ground in the city except in a licensed trailer court.

It shall be unlawful for any person to remove the wheels or other transporting device from any trailer coach or otherwise to affix said trailer coach permanently to the ground so as to prevent ready removal of such trailer coach, unless a permit to do so is obtained as required for the construction of a new building. Any such alteration shall be construed as converting the trailer coach into a building and subject to the requirements of the zoning and building Ordinances.

It shall be unlawful to occupy for sleeping or other residence purposes any trailer coach which has been rendered immobile by the removal of wheels, or placing the same on a foundation, or on the ground, unless such trailer coach in construction and location complies with the Ordinances relating to the construction, wiring, plumbing, sewer facilities and other regulations applicable to single-family dwellings.

Sec. 21.50.130. Exceptions. Nothing in this Chapter shall be construed to prohibit the storage of any trailer coach for any length of time when said trailer coach is not used for living or sleeping purposes.

CITY OF WRANGELL, ALASKA
Ordinance No. 236

AN ORDINANCE SETTING FORTH CERTAIN CRIMES RELATING TO DRUGS AND HABITUAL DRUNKENNESS AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance No. 156 and Section 4, 5, and 6 of Ordinance No. 159 and Ordinance No. 160 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 30.20.060 through 30.20.070 all inclusive are hereby adopted as a part of this ordinance and Title 30 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 30, Chapter 10 of the Wrangell City Code.

PASSED AND APPROVED July 23, 1969.

Richard B. Nelson
Mayor

ATTEST

Jayne Parks
Clerk

Published July 31, 1969

City of Wrangell

TITLE 30. CRIMES AND PENALTIES

Chapter - Section

- 20. Crimes
 - 30.20.060. Drugs
 - 30.20.070. Habitual drunkenness

Sec. 30.20.060. Drugs. It shall be unlawful for any person to use or be addicted to the use of any narcotic drug, or to use or be addicted to the use of any depressant, hallucinogenic or stimulant drug, or to be under the influence of any narcotic drug or depressant, hallucinogenic or stimulant drug in the City of Wrangell, Alaska, except when said drug or drugs shall be, or have been prescribed or administered by or under the direction of a person licensed by the State of Alaska to prescribe and administer such drugs.

For the purposes of this section, "narcotic drug" shall mean and include the narcotics and narcotic drugs defined and described in Alaska Statute 17.10.230 (13) and all subsections thereunder; and the term "depressant, hallucinogenic or stimulant drug" shall mean and include those drugs defined and described in Alaska Statute 17.12.150 (3) and all subsections thereunder.

Sec. 30.20.070. Habitual Drunkenness. (a) Any person who shall be convicted in the municipal court of the City of Wrangell of the offense of drunkenness in violation of section 30.20 010 (d), and who, within the period of one year prior thereto shall have been convicted two or more times of the offense of drunkenness, including convictions in the said municipal court and in any other State court in Alaska, shall be subject to the penalty prescribed in Chapter 10 of this Code Title, and in addition thereto the municipal magistrate may adjudge such person to be an habitual drunkard and enter such adjudication in the judgment and record of the case in the municipal court. (b) It shall be unlawful for any person, firm or corporation, within the City of Wrangell, knowingly to furnish, sell, give away or dispense any alcoholic or intoxicating liquor or beverage to any person who has been adjudicated an habitual drunkard as provided in subsection (a) of this section; and proof of written notice of such adjudication given to the owner, operator, manager or bartender of any licensed liquor store or dispensary within the City of Wrangell shall be prima facie evidence of knowledge and notice that the person named in such notice has been adjudicated an habitual drunkard.

CITY OF WRANGELL, ALASKA
Ordinance No. 235

AN ORDINANCE MAKING IT A MISDEMEANOR TO
KNOWINGLY REPORT A FALSE FIRE ALARM; PENALTY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the city of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Section 4 of Ordinance No. 1 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Section. The following annexed section bearing code number section 30.20.080 is hereby adopted as a part of this ordinance and Title 30 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title ~~30~~, Chapter ~~10~~ of the Wrangell City Code.

PASSED AND APPROVED July 23, 1969.

Richard A. Nelson
Mayor

ATTEST

James Pauley
Clerk

Published July 31, 1969

CITY OF WRANGELL CODE

TITLE 30. CRIMES

Chapter Section

20.

30.20.080. False Fire Alarm.

Sec. 30.20.080. False Fire Alarm. It shall be unlawful for a person with knowledge that it is false, to intentionally make, or turn in, a false alarm for fire, or aid or to abet the commission of such act. It shall be unlawful for any person to tamper with the fire alarm system of the City , or any part thereof, or to be in the unauthorized possession of keys for operating fire alarm boxes.

CITY OF WRANGELL, ALASKA
Ordinance No. 234

AN ORDINANCE PROVIDING FOR REGULATION OF ANIMALS,
PROHIBITING CRUELTY TO SAME, REGISTRATION AND
VACCINATION OF DOGS; PENALTY FOR VIOLATION.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted become a part of the city of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinances 5, 33, 78, 87, 114, 126 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 9.10.010 through 9.20.130 all inclusive are hereby adopted as a part of this ordinance and Title 9 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 30, Chapter 10 of the Wrangell City Code.

PASSED AND APPROVED July 23, 1969.

Richard B. Nelson
Mayor

ATTEST

Jayel Raskin
Clerk

Published July 31, 1969

CITY OF WRANGELL CODE

TITLE 9. ANIMALS

Chapter	Section
10.	Animals in General
	9.10.010. Cruelty prohibited.
	9.10.020. Certain Animals not to run at large.
	9.10.030. Penalty.
20.	Dogs
	9.20.010. Dogs not to run at large.
	9.20.020. License required.
	9.20.030. Vaccination.
	9.20.040. Impoundment.
	9.20.050. Post notice.
	9.20.060. Redemption.
	9.20.070. Destruction.
	9.20.080. Notice to appear before magistrate.
	9.20.090. Vicious dogs.
	9.20.100. Damage to private property.
	9.20.110. Confinement of suspected dogs, etc.
	9.20.120. Interference with officers.
	9.20.130. Penalty.

Chapter 10. Animals in General

Sec. 9.10.010. Cruelty Prohibited. (a) Any person who shall necessarily or without cause overwork, beat, abuse, starve, torment, kill or otherwise mistreat a domestic creature, or cause or procure any such acts to be done, shall be deemed guilty of a misdemeanor. For the purposes of this section, the term "domestic creature" shall mean any tame animal or animal kept as a pet, including, but not limited to, dogs, cats, rabbits, monkeys, birds or reptiles. (b) Any person who shall intentionally abandon a domestic creature, whether or not it be sick, maimed, infirmed, or disabled, where there is not a caretaker to assume responsibility for proper food and water and other needs, shall be deemed guilty of a misdemeanor.

Sec. 9.10.020. Certain Animals Not to Run at Large. It is hereby declared unlawful for a bull, ox, cow, sheep, goat, hog, dog, or other animal or any domestic fowls, to run at large in the City of Wrangell, Alaska, or to be pastured or herded, or staked or tied for the purpose of grazing, in any of the streets, alleys, squares, or other grounds belonging to, or under the control of the City of Wrangell, Alaska, and within the city limits of said city; and it shall be unlawful for any of said animals, or for stock of any kind or said domestic fowls, to be tied, staked, pastured, or turned at large upon any private property within the limits of said city, without the consent of the owner of the said property.

Sec. 9.10.030. Penalty. Any person convicted of violating any of the provisions of this chapter shall be punished by fine not to exceed twenty-five dollars (\$25.00), or by imprisonment for not more than five (5) days, or by both such fine and imprisonment in the discretion of the court.

Chapter 20. Dogs

Sec. 9.20.010. Dogs Not to Run at Large. All dogs running at large within the city limits of the City of Wrangell are hereby declared to be a public nuisance and it shall be unlawful for any owner or keeper of any dog to permit said animal to run at large on any street, sidewalk, wharf, or public place or otherwise become a nuisance within the incorporated limits of the City of Wrangell unless such dog be led or securely tied upon a leash, in the hands of some suitable person.

Sec. 9.20.020. License Required. Every person who owns or keeps a dog within the city of Wrangell shall report to the City Clerk within sixty days after enactment of this code section and annually not later than the first day of February of each year thereafter his or her name and address, and shall give the name, breed, color, and sex of each dog owned or kept by such person and shall be required to pay to the clerk the fee of one dollar (\$1.00) for each male or spayed female dog and five dollars (\$5.00) for each unspayed female dog so owned or kept. Upon payment of the said fee the City Clerk shall furnish a receipt thereof, also a metal license tag carrying an identification number that shall be securely fastened to a collar made of leather, metal or other substantial material worn by the dog. The City Clerk shall keep an accurate record of all licensed dogs. The City Clerk shall cause a notice of the necessity of paying such a license fee to be printed in a paper of general circulation within the city one time before the 10th day of January in each year.

Sec. 9.20.030. Vaccination. No license shall be granted for a dog which has not been vaccinated against rabies as provided in this section within a period of six months preceding the application for a license, beginning with application for the annual licensing period commencing February 1, 1970.

Sec. 9.20.040. Impoundment. It shall be the duty of the Chief of Police, or some person appointed by him, to detain or impound any dog or dogs which are in controvention of any provision of this chapter. If their owner or such person having control of such dog be known then it shall be the duty of the Chief of Police, or some person appointed by him, immediately to give notice verbally or in writing to such person that such dog has been seized or impounded or has been running at large. Any citizen within the City of Wrangell may file complaint with the City Clerk or the City Police Department that such dog has been running at large in violation of this section and it shall be the duty of the Chief of Police or any deputy to immediately give notice to the owner as herein provided.

Sec. 9.20.050. Post Notice. If the owner or persons having the control of any dog seized and impounded be unknown, then it shall be the duty of the Chief of Police forthwith to post a description of such dog, in plain view, in the lobby of the City Hall. Such notice shall remain posted for a period of three days, and shall contain a statement that such dog has been seized and impounded under this section giving its number and title.

Sec. 9.20.060. Redemption. In addition to the fine as herein-after provided, the Chief of Police shall charge the owner or keeper of impounded dogs One Dollar (\$1.00) for the release of each dog, together with fifty cents for each and every day such dog shall be kept in custody; provided that he need keep no dog for more than three days after which time it shall be discretionary with him whether such dog shall be sold to defray the expense of keeping it, or whether it shall be killed.

Sec. 9.20.070. Destruction. If within three days from the giving of such verbal or written notice to the owner of person having control of such dog so seized and impounded, of the posting of said notice, the dog be not claimed and the costs remain unpaid then it shall be the duty of the Chief of Police to have such dog destroyed, or otherwise disposed of.

Sec. 9.20.080. Notice to Appear before Magistrate. If any dog is found running at large within the City of Wrangell, or any such report filed with the City Clerk or Chief of Police, it shall be the duty of the Chief of Police or any deputy to summon the owner or keeper of such dog to appear before the Municipal Magistrate and to notify the owner or keeper to take said dog and keep it in a secure place, or otherwise dispose of it. If any such notice be given, and the owner fails, neglects, or refuses to take such notice within 24 hours thereafter, the Chief of Police, or any deputy shall kill or otherwise dispose of said dog as provided for in this Chapter. Provided that if the public good requires it any such dog as mentioned in this section, shall be killed or disposed of forthwith by the Chief of Police or any deputy without giving previous notice to the keeper or owner thereof.

Sec. 9.20.090. Vicious Dogs. (a) All persons are hereby prohibited from knowingly keeping for themselves or for another, any dog known or reported to be a vicious animal, dangerous to the public safety. (b) Upon written protest, signed by two or more residents of the City of Wrangell, and filed with the City Council, the owner or keeper of any such vicious dog shall be notified and required to have posted upon the Premises where such dog is owned or kept a legible painted sign bearing words "Beware Dog" in letters not less than three inches high and placed in a conspicuous place upon the premises, where it may be plainly seen by all persons entering upon the premises. The owner or keeper of any such dog shall also be required, when said dog is permitted outside the house on leash, to have said dog adequately muzzled, or if not muzzled, to be kept in an inclosure so constructed that any person entering upon the premises may not be subject to attack. (c) Upon a second complaint submitted by one or more persons being filed or reported against any owner or keeper of any such vicious dog, it shall be the duty of the Chief of Police, or some person appointed by him to immediately impound such dog for such period of time as is necessary for the health officer to conduct an investigation. Thereupon the health officer shall immediately conduct an investigation into the character and propensities of such dog and investigate the grounds of protest and complaint filed against said animal, and thereafter shall order

an informal hearing before the Board of Health to determine the disposition of said animal. The Board of Health may recommend continuance of the conditions provided in subsection (b) of this Chapter, or recommend having the dog destroyed or removed from the City of Wrangell.

Sec. 9.20.100. Damage to Private Property. Any property owner or lessee within the City of Wrangell who has suffered any damage by reason of dogs trespassing on private property may file a complaint with the City Magistrate, and upon proof of such trespass or damage it shall be lawful to impose a fine upon the owner or keeper of the dog, so trespassing or damaging their private property.

Sec. 9.20.110. Confinement of Suspected Dogs, Etc. (a) Whenever any person owning, possessing, or harboring any dog within the city limits shall learn that such dog has bitten any human being, such person shall immediately impound said dog, in a place of confinement to be designated by the city. Said place of confinement must prevent escape and include facilities placing the dog in total isolation from any human being or other animal. A report of the actions taken shall immediately be reported to the city clerk who shall notify all responsible officials.

Whenever responsible officials of the city shall learn that any human being has been bitten by any dog within the city, the identity of such dog shall be ascertained and the person owning, possessing, or harboring it shall immediately deliver said dog for impounding as required herein. Any dog so impounded shall be kept continuously confined for a period of 14 days from the day the dog bit the human being, and the owner, possessor, or person harboring the said dog shall be responsible for such charges as may be required for impounding, including but not limited to a fee for isolation of the said dog, food for the dog, and special charges required for rabies prevention.

(b) Upon learning that a dog has bitten a human being, the police shall immediately notify the Department of Health and Welfare and inform the said state agency of the place where the said dog is impounded. The city shall contract with persons knowledgeable with care and handling of well and sick dogs for inspection of the said dog for the 14 days of confinement to determine whether such dog is infected with rabies. For this purpose, persons so designated by the city shall have access to the premises where the dog is kept at all reasonable hours, and may take possession of the dog and confine it in the designated dog pound of the city or other suitable place at the expense of the owner. The owner or person in possession or harboring such dog under observation shall immediately notify the Department of Health and Welfare of the State of Alaska of any evidence of sickness or disease in the dog during its period of confinement and shall promptly deliver its carcass to the appropriate agency in the event of the animal's death during the said period. During the period

of confinement, the owner, person in possession, or person harboring such dog shall be liable for all expenses of confining such dog in isolation. (c) Whenever the prevalence of hydrophobia renders such action necessary to protect the public health and safety, the mayor shall issue a proclamation ordering every person owning or keeping a dog to confine him surely on his premises unless he is muzzled so that he cannot bite. No person shall violate such proclamation, and any unmuzzled dog running at large during the time affixed by the proclamation shall be killed by the police without notice to the owner.

Sec. 9.20.120. Interference with Officers. It shall be unlawful for any unauthorized person to break open the pound or to attempt to do so, or to take or let out any dog therefrom, or to take or attempt to take from any officer any dog taken up by him in compliance with this Chapter or in any manner to interfere with or hinder such officer in the discharge of his duties under this Chapter.

Sec. 9.20.130. Penalty. Any person convicted of violating any of the provisions of this chapter shall be punished by a fine not to exceed twenty-five dollars (\$25.00) or by imprisonment for not more than five (5) days, or by both such fine and imprisonment in the discretion of the court.

CITY OF WRANGELL, ALASKA
Ordinance No. 233

AN ORDINANCE AUTHORIZING THE FIRE CHIEF TO CONDUCT
BUILDING INSPECTIONS AND REGULATING THE DISCHARGE
OF FIREWORKS; PENALTY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the city of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance No. 65, Section 2, Ordinance No. 20 and Ordinance No. 120 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 39.30.010 through 39.40.040 all inclusive, are hereby adopted as a part of this ordinance and Title 39 of the Code of the City of Wrangell, Alaska

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 30, Chapter 10 of the Wrangell City Code.

PASSED AND APPROVED July 23, 1969.

Arthur P. Nelson
Mayor

ATTEST

Jayne Quaker
Clerk

Published July 31, 1969

CITY OF WRANGELL CODE

TITLE 39. FIRE REGULATIONS

Chapter	Section
30.	Fire Inspections
	39.30.010. Duty to Inspect.
	39.30.020. Report of Violation.
40.	Fireworks
	39.40.010. Fireworks Prohibited.
	39.40.020. Sale of Fireworks Prohibited.
	39.40.030. Definitions.
	39.40.040. Fireworks Display - Permission Granted.

Chapter 30. -Fire Inspections

Sec. 39.30.010. Duty to Inspect. It shall be the duty of the Fire Chief to inspect or cause to be inspected by the Fire Department officers or members, as often as may be necessary, but not less than twice a year in outlying districts and four times per year in the closely built portions of the city, all buildings, structures, premises and public thoroughfares, for the purpose of ascertaining and causing to be corrected any conditions likely to cause fire or any violations of the provisions or intent of the City's fire prevention code.

Sec. 39.30.020. Report of Violation. Whenever the Fire Chief or any officer or member of the Fire Department authorized to perform inspections shall discover a hazardous fire condition or violation of the City's fire prevention code, the Fire Chief shall file a complete report with the City Council pursuant to Wrangell Code Sec. 42.60.120.

Chapter 40. - Fireworks

Sec. 39.40.010. Fireworks Prohibited. It shall be unlawful for any person to ignite, discharge, fire or cause to be ignited, discharged or fired, any firework or firecracker within the corporate limits of the City, which makes a report of loud noise or ascends into the air by its own power.

Sec. 39.40.020. Sale of Fireworks Prohibited. It shall be unlawful to offer for sale, sell, bargain or give to any person any firecrackers or fireworks of any kind or description within that portion of the corporate limits of the City.

Sec. 39.40.030. Definitions. The term "fireworks" as used in this Chapter shall mean all torpedos, Roman candles, rockets, sky bombs, sky rockets or any other articles which are commonly sold as fireworks.

The term "fireworks" shall not include commonly used safety devices so long as such devices are actually sold or used only for safety purposes; nor shall the term "fireworks" include model rockets which are properly designed for aerodynamic stability used for educational or hobby purposes; nor shall the term "fireworks" include sparklers or caps.

Sec. 39.40.040. Fireworks Display.- Permission Granted. The Chief of Police of the City of Wrangell is hereby granted authority to grant permission to any person to give a fireworks display for any special occasion or reason within that portion of the corporate limits of the City, but no such demonstration or display shall be given without first securing permission from the Chief of Police of the City of Wrangell and establishing to his satisfaction that the same will be conducted in a manner which will protect the safety of all persons watching the same and the property in the immediate vicinity.

CITY OF WRANGELL, ALASKA
Ordinance No. 232

AN ORDINANCE DECLARING THE CITY CODE TO BE THE OFFICIAL CITY CODE OF THE CITY OF WRANGELL; PROVIDING FOR CONSTRUCTION OF WORDS AND DEFINITIONS OF TERMS; AND PROVIDING A SAVINGS CLAUSE FOR ORDINANCE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 1.10.010 through 1.20.030 all inclusive are hereby adopted as a part of this ordinance and Title I of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 30, Chapter 10 of the Wrangell City Code.

PASSED AND APPROVED July 23 1969.

Arthur B. Nelson
Mayor

ATTEST

Jaime Rader
Clerk

Published July 31, 1969

CITY OF WRANGELL CODE

TITLE I. GENERAL PROVISIONS

Chapter	Section
10.	City Code
	1.10.010. Title.
	1.10.020. Acceptance.
	1.10.030. Construction of words.
	1.10.040. Definitions.
20.	Savings Clause
	1.20.010. Permanent and general ordinances.
	1.20.020. Repeal not to affect offenses and rights.
	1.20.030. Temporary and special ordinances to remain in effect.

Chapter 10. City Code

Sec. 1.10.010. Title. This City Code is hereby declared to be and shall hereafter constitute the official City Code of the City of Wrangell. Any reference made to the number of any Section contained herein shall be understood to refer to the position of the same under its appropriate Chapter and Title heading, and to the general penalty clause relating thereto, as well as to the Section itself, when reference is made to this City Code by title in any legal document.

Sec. 1.10.020. Acceptance. This City Code, as hereby presented in printed form, shall hereafter be received without further proof in all courts and in all administrative tribunals of this State as the ordinances of the City of general and permanent effect.

Sec. 1.10.030. Construction of Words. Whenever any word in any Section of this City Code importing the plural number as used, in describing or referring to any matters, parties, or persons, in any single matter, party, or person shall be deemed to be included, although distributive words may not have been used.

When any subject matter, party or person is referred to in this City Code by words importing the singular number only, or the masculine gender, several matters, parties, or persons and females as well as males and bodies corporate shall be deemed to be included. Provided, that these rules of construction shall not be applied to any Section of this City Code which contains any express provision excluding such construction or where the subject matter or context may be repugnant thereto.

Sec. 1.10.040. Definitions. Whenever the following words or terms are used in this Code they shall have the meaning herein ascribed to them, unless the content makes such meaning repugnant thereto:

AGENT: The word "Agent" as used in the Code shall mean a person acting on behalf of another.

CITY: The word "City" as used in this Code shall mean the City of Wrangell.

CODE: The word "Code" unless otherwise specifically stated shall mean this City Code.

EMPLOYEES: Whenever reference is made in this Code to a City employee by title only, this shall be construed as though followed by the words of the City of Wrangell.

FEE: The word "Fee" as used in this Code shall mean a sum of money charged by the City for the carrying on of a business, profession or occupation.

KNOWINGLY: The word "Knowingly" imports only a knowledge that the facts exist which brings the act or omission within the provisions of this Code. It does not require any knowledge of the unlawfulness of such act or omission.

LICENSE: The word "License" as used in this Code shall mean the permission granted for the carrying on of a business, profession or occupation.

MISDEMEANOR: The word "Misdemeanor" shall mean any offense deemed a violation of the provisions of this Code which is a lesser offense than a felony as defined by State law.

NEGLIGENT: The word "Negligent", as well as "Neglect", "Negligence", and "Negligently" imports a want of such attention to the nature or probable consequences of the act or omission as a prudent man ordinarily bestows in acting in his own concern.

OCCUPANT: The word "Occupant" applied to a building or land shall include any person who occupies the whole or any part of such building or land whether alone or with others.

OFFENSE: The word "Offense" shall mean any act forbidden by any provision of this Code or the omission of any act required by the provisions of this Code.

OFFICERS: Whenever reference is made in this Code to a City officer by title only, this shall be construed as though followed by the words of the City of Wrangell.

OPERATOR: The word "Operator" as used in this Code shall mean the person who is in charge of any operation, business or profession.

OWNER: The word "Owner" applied to a building or land shall include any part owner, joint owner, tenant in common, joint tenant or lessee of the whole or of a part of such building or land.

PERSON: The word "Person" shall include the singular and the plural and shall also mean and include any person, firm, corporation, association, partnership, or any other form of association or organization.

PERSONAL PROPERTY. The term "Personal Property" shall include every description of money, goods, chattels, effects, evidence of rights in action and all written instruments by which any pecuniary obligation, right or title to property is created, acknowledged, transferred, increased, defeated, discharged or diminished and every right or interest therein.

RETAILER: The word "Retailer" as used in this Code, unless otherwise specifically defined shall be understood to relate to the sale of goods, merchandise, articles or things in small quantities direct to the consumer.

STREET: The word "Street" shall include alleys, lanes, courts, boulevards, public ways, public squares, public places and sidewalks.

TENANT: The word "Tenant" applied to a building or land shall include any person who occupies the whole or any part of such building or land whether alone or with others.

WHOLESALE: The words "Wholesaler" and "Wholesale Dealer" as used in this Code, unless otherwise specifically defined, shall be understood to relate to the sale of goods, merchandise, articles or things in quantity to persons who purchase for the purpose of resale.

WILFULLY: The term "Wilfully" when applied to the intent with which an act is done or omitted, implies simply a purpose or willingness to commit the act or make the omission referred to. It does not require any intent to violate law, or to injure another, or to acquire an advantage.

Chapter 20. Savings Clause

Sec. 1.20.010. Permanent and General Ordinances. All ordinances and parts of ordinances of a permanent and general nature shall henceforth be repealed at such time as the specific subject matter contained therein is adopted into this Code.

Sec. 1.20.020. Repeal Not to Affect Offenses and Rights. The repeal of ordinances and parts of ordinances of a permanent and general nature by the above section of this Chapter, shall not affect any offense committed or act done, or any penalty or forfeiture incurred, or any contract, right, or obligation established prior to the time when said ordinances and parts of ordinances are repealed.

Sec. 1.20.030. Temporary and Special Ordinances to Remain in Effect. The continuance in effect of temporary and/or special ordinances and parts of ordinances, although omitted from the said Code shall not be affected by such omission therefrom; and the adoption of the Code shall not repeal or amend any such ordinance or part of any such ordinance. Among the temporary and/or special ordinances not repealed or amended by the adoption of the Code, are the following: Ordinances creating, opening, dedicating, naming, vacating, or closing specific streets, alleys, and public ways; establishing the grades of specific streets and other public ways; establishing the grades or lines of specific sidewalks; authorizing or relating to specific issues of bonds; creating or relating to specific sewer, paving, and other local-improvement districts; making special assessments for local improvements; annexing territory to, or excluding territory from, the City; calling or relating to a specific election; approving or authorizing specific contracts with the State or with others; authorizing a specific lease, sale, purchase, or transfer of property; granting a franchise to a public utility; making an annual levy of taxes; and appropriating money.

CITY OF WRANGELL, ALASKA
Ordinance No. 231

AN ORDINANCE AMENDING THE TRAFFIC CODE TO PROVIDE
INCREASE IN THE REGISTRATION AND LICENSE FEES;
PROVIDING FOR DISPLAY OF LICENSES; PENALTY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 63.15.025 through 63.15.026 all inclusive are hereby adopted as a part of this ordinance and Title 63 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title ~~30~~, Chapter ~~10~~ of the Wrangell City Code.

PASSED AND APPROVED July 23, 1969.

Ruben B. Nelson
Mayor

ATTEST Joyce Paulsen
Clerk

Published July 31, 1969

Sec. 63.15.010. Registering and Licensing Motor Vehicles: Exceptions. Every person desiring to operate or drive any motor vehicle within the City of Wrangell shall first register such vehicle and obtain a license for such vehicle as in this Chapter specified: Provided, that neither registration nor license shall be required for motor vehicles owned by the United States or the State of Alaska, or any agency or department thereof, if such motor vehicles carry thereon identifying federal or state license plates; or for motor vehicles owned or operated by the City of Wrangell,

Sec. 63.15.015. Registration: How Made. Registration shall be made by filing with the City Clerk a card, to be furnished by the City Clerk for such purpose, showing thereon, over the registrant's signature, the owner's name, age, postal address, State Driver's license number, license owner's name, age, postal address, State Driver's license number, license plates number, Certificate of Ownership number, and a brief description of the vehicle, including the engine and body numbers.

Sec. 63.15.020. Licensing Vehicles. Upon registration of each vehicle required to be registered as aforesaid, the City Clerk may furnish and issue to the registrant, or person designated by the registrant, a numbered license sticker and/or license licensing the operation of such registered vehicle within the City of Wrangell during the current year for which it is issued, which license shall not be transferable, or valid for any other vehicle. The City Clerk, prior to issuance of such numbered license sticker and/or license, shall collect from each registrant the registration and license fee provided by Sec. 63.15.025, of this Chapter.

Sec. 63.15.025. Registration and License Fees. The registration and license fees for registering and licensing motor vehicles as required by this Chapter shall be payable in advance as follows:

- \$5.00 per annum for motorcycles.
- \$7.50 per annum for each passenger vehicle other than vehicles used as taxicabs.
- \$37.50 per annum for each vehicle used as a taxicab.
- \$7.50 per annum for each truck of three-quarter ton or less rated carrying capacity, including oil and gas carrying trucks.
- \$11.25 per annum for each truck of one ton rated carrying capacity, including oil and gas carrying trucks.

\$22.50 per annum for each truck over one ton and not over five ton rated carrying capacity, including oil and gas carrying trucks, including all passenger busses.

\$37.50 per annum for each truck over five tons rated carrying capacity..

\$ 7.50 per annum for each additional taxicab.

Sec. 63.15.026. Display of Licenses. Each vehicle registered and licensed per annum shall be issued a current license. This license shall be displayed in either the left or right hand corner of the front windshield; and vehicles without a windshield shall display the license on the left hand side of the vehicle, in a prominent place near the driver.

Sec. 63.15.030. Date for Resigtration, and Licensing; Delinquency: Fees for Part Year. All motor vehicles requiring registration and licensing as in this Chapter provided shall be registered and licensed on the date and at the time State license plates are required for the operation of such vehicles, and licensed on or before the thirtieth (30th) day after such date and time as additional registration and license fee equal to one half the above prescribed fees shall be collected by the City Clerk before issuing such license: Provided, that the fee for registration and licensing of vehicles, if registered and licensed at any time before September first, shall be collected for the whole current year, plus any additional fee for delinquency as above provided; and if registered and licensed at any time on or after September first, the fee shall be one half the above prescribed annual rates, plus one fourth of any additional fee for delinquency as above provided.

Sec. 63.15.035. Offenses. It shall be unlawful for any person to operate or drive any motor vehicle within the City of Wrangell, required by this Chapter to be registered and licensed, as in this Chapter provided; or to operate any motor vehicle within the City of Wrangell, required by this Chapter to be registered and licensed, which does not have a current City of Wrangell motor vehicle license.

CITY OF WRANGELL, ALASKA
Ordinance NO. 230

AN ORDINANCE DEFINING THE CLASSIFICATION OF CUSTOMERS USING ELECTRICAL ENERGY FOR LIGHT, HEAT, AND POWER IN THE CITY OF WRANGELL, ALASKA; ESTABLISHING A UNIFORM RATE STRUCTURE TO GOVERN THE COST OF CURRENT SUPPLIED FROM THE MUNICIPAL LIGHT PLANT; REPEALING INCONSISTENT ORDINANCES, RULES AND REGULATIONS; PROVIDING A PENALTY FOR VIOLATION THEREOF; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Emergency Declared. The City of Wrangell hereby declares the existence of an emergency by reason of necessity for revenues derived for electrical rates to satisfy current operating expenses.

Sec. 2. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 3. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 4. Effective Date. This emergency ordinance shall be effective immediately upon passage by affirmative vote of at least five members of the City Council, and shall be published once in a local newspaper of general circulation.

Sec. 5. Repealer. Ordinance No. 162 and Sections 1,2,3, 4,5,13,14,15,16,17,18,19,20,21,22,23,24,25,26, and 27 of Ordinance No. 183 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 6. Adoption of Sections. The following annexed sections bearing code number sections 54.20.050 through 54.20.130 all inclusive are hereby adopted as a part of this ordinance and Title 54 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 7. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title ~~30~~, Chapter ~~10~~ of the Wrangell City Code.

PASSED AND APPROVED, June 10, 1969.

ATTEST:

Jay Paulsen
Clerk

Arthur B. Nelson
Mayor

CITY OF WRANGELL

Title 54. Public Utility

Chapter	-	Section
20.		Electricity
		54.20.050. Rates generally
		54.20.060. Demand
		54.20.070. Residential service meter rate
		54.20.080. Commercial rate
		54.20.090. Industrial rates
		54.20.100. Shore service for boats --flat rate
		54.20.110. Service rates outside city limits
		54.20.120. Unlawful to divert electrical energy
		54.20.130. City council to promulgate regula- tions

TITLE 54. PUBLIC UTILITIES

Chapter 20. Electricity

Sec. 54,20,050. Rates Generally. (a) Contracts or Length of Service: All rates in all tariffs, unless otherwise stated therein are based on a minimum of twelve months CONSECUTIVE service delivered to one location of one customer for a period or term of not less than one year, unless otherwise specifically stated in rate schedules.

(b) Payments: All monthly bills for service rendered and minimum charges are due and payable within ten days from their date, and if not so paid become delinquent and subject to a 10% penalty. Upon failure of the customer to pay his bill within 20 days from its date, he shall be deemed in default. Service will be discontinued from delinquent customers and will not be reestablished until the account is paid in full, including penalty, PLUS the following owing charges:

Charge for dis-connect....	\$2.50
Charges for re-connect....	2.50
Total extra cost...	\$5.00

Customers ordering temporary disconnection of service will be charged for this service at the following rates:

Charge for dis-connect....	\$2.50
Charge for re-connect	2.50
Total extra cost...	\$5.00

The right is reserved to refuse service to anyone who is indebted to the City for light or power, merchandise or labor and material in connection with the electric service.

All delinquent charges shall become a direct lien upon the property served. In cases where tenants fail to pay for such light, heat and power services rendered, the owners of such property will be held responsible and such claims are hereby made a specific lien on all real and personal property of such owner until paid.

(c) Service Charges: A service is hereby defined as the labor and material necessary to connect a customer's premises to the City's distribution system.

For a new service the City will make a service charge based on the length of said service. With the exception of the necessary metering equipment, which will be furnished by the City, the customer will pay for all materials required and the City will furnish without charge the labor necessary for the first 100 feet. Service runs exceeding 100 feet will be charged for on the basis of all the material required and for labor on that portion of the service in excess of 100 feet. These charges are to be computed on the basis of the City's actual cost of labor and material.

When a customer requests a change in an existing service, said work will be performed by the City and all costs incidental thereto shall be paid by the customer. The foregoing covers overhead services only. Underground services must be paid for by the customer and the work performed under the supervision of the City. All underground services must be properly maintained by the customer.

(d) Meter Deposits: All domestic customers must make a deposit with the City in the amount of \$25.00 with the exception of those owning property or when the account is guaranteed by the property owner. Said deposit must be made before the service will be connected. All other customers shall make credit arrangements satisfactory to the City of Wrangell to insure prompt payment of monthly bills.

When service is discontinued, said deposits will be refunded less any amount due the City for service.

(e) Resale of Services: The customer shall not resell the electric energy furnished under these tariffs for use on the premises occupied by the customer ordering such service.

(f) Additional Charges: All rates are for service only and do not cover charges which will be made for installing, re-connecting, or moving, from one location to another, any services and/or equipment not the property of the City. All additional charges shall be reasonable, and shall be determined by the Light Plant Superintendent, and/or his duly authorized agent.

(g) Bases of Rates: All rate schedules herein are based on service to one customer at one point and will not apply for purposes or resale or redistribution in territory where the City has, or is willing to provide, distribution facilities.

Sec. 54.20.060. Demand. (a) Definition: Demand is defined as being the greatest average rate at which energy is used within any 15 consecutive minute period.

(b) Determination: The demand of any power installation will ordinarily be determined by assessment in proportion to the connected load. It may be determined, at the City option, by test. The customer may, at his own expense, install a demand meter for the measurement of the billing demand. Meter for such purpose to be approved by the City and to be tested for accuracy at the City's option. Where a demand meter is used the demand for billing purposes will never be less than that determined as outlined under Motors, Sec. 54.20.060 (e).

(c) Heating: Non-inductive heating and cooking appliances will be included in the determination of the demand.

(d) High Frequency Equipment: The demand of all such equipment shall be assessed in the same manner as are motors under power schedules and the full demand so determined shall be included in the total demand under the applicable schedule.

(e) Motors: Each horsepower of manufacturer's rating shall be considered as 750 watts.

The billing demand under all power schedules will be the following percentages of the name plate ratings of all of the motors in the installation. Name plate on machines are to be manufacturer's name plates and if otherwise, the capacity of the equipment is to be determined by test when delivering its maximum output. Expense of any such test shall be paid for by the consumer.

- (a) 100% of total rating, one motor
- 90% of total rating, two motors
- 80% of total rating, three motors
- 75% of total rating, four or more motors

(b) EXCEPT that horsepower demand is never Less than:

- 100% rating of the largest motor
- 90% rating of the two largest motors
- 85% rating of the three largest motors

In the event the customer has a demand in excess of the demand so determined, then the measured maximum demand shall determine the demand for billing purposes.

Should any motor deliver more than 110% of its rating, then the City shall base its demand charges upon actual input as determined by test.

(f) Miscellaneous Equipment: When the use of miscellaneous equipment is permitted under power schedule the assessed demand of such be determined by taking the full rated capacity of all miscellaneous equipment.

Sec. 54.20.070. Residential Service Meter Rate. Schedule "A":

CLASSIFICATION: This schedule applies to residences, flats and individual apartments. A residence is hereby defined as a building, or part thereof, where a family eats and sleeps, the principal use being for living purposes. This classification does not apply to any building, or part thereof, where use for business purposes predominates.

AVAILABILITY: Residential service under this schedule shall be limited to single phase, two or three wire service. All installations shall be subject to the approval of the Light Plant Superintendent.

The Superintendent shall specify the maximum requirements for, and the maximum size of any motor over one (1) horsepower seventy-five hundredths KW (0.75KW) which may be used under Schedule "A".

The City reserves the right to control the use of all waterheating units during such hours as said superintendent deems advisable.

RATE:

0 to 50 KWH	\$5.50 min.
51 to 100 KWH	7.7¢ per KWH
101 to 200 KWH	5.5¢ per KWH
201 and over	3.3¢ per KWH

Sec. 54.20.080. Commercial Rate. Schedule "B".

CLASSIFICATION: Lighting, cooking, appliances and motors in professional, mercantile, commercial and other establishments not classed in Schedule "A".

AVAILABILITY: Single phase 115 and/or 230 volt service. Motors not to exceed 2 1/2 horsepower.

A special application in writing for three phase service under the above schedule, shall be filed with the City Clerk.

All installations for such rate shall be subject to the approval of the Light Plant Superintendent, or his authorized agent.

RATE:

0 to 40 KWH	\$5.50 mo. min.
40 to 100 KWH	9.9¢ per KWH
100 to 200 KWH	7.7¢ per KWH
200 to 300KWH	5.5¢ per KWH
All over 300 KWH	3.3¢ per KWH

Sec. 54.20.090. Industrial Rates. Schedule "C".

CLASSIFICATION: All classes of customers.

AVAILABILITY: Available for electric motors 5 HP and larger. For 3 phase and other industrial loads. Reduced voltage starter required on all motors 20 HP or larger. 5HP maximum for single phase motor. Special consideration required on all motors 50 HP or larger and for loads which fluctuate to such an extent that the quality of service on the system may be impaired.

POWER FACTOR: A monthly charge will be made in addition to demand-energy or minimum charges whenever the average monthly factor is less than 0.85.

Unless specifically otherwise agreed, the City shall not be obligated to deliver electric energy to the consumer at any time at a power factor below 0.75.

The average power factor is determined as follows: The kilowatt hours divided by the square root of kilowatt hours plus the square root of Reactive-Kilovolt-ampere hours.

The meter for measurement of reactive-kilovolt-ampere hours shall be ratcheted to prevent reverse registration, or at the City's option, the power factor may be determined with a power factor meter.

All installations of power factor corrective equipment shall be subject to the approval of the Superintendent.

The monthly charge for each 0.01 of average monthly power factor below 0.85 shall be:

From 0.84 to 0.70, 5.5¢ per KW of maximum demand.
From 0.69 and below, 8.8¢ per KW of maximum demand.

Charges will be based on primary metering and where secondary metering is used transformer losses will be charged on the basis of connected transformer capacity for no load losses plus 2 per cent of KWH consumption for operational losses.

Monthly no-load transformer losses:

5 KW	29 KWH
10 KW	43 KWH
15 KW	60 KWH
25 KW	82 KWH
37.5 KW	105 KWH
50 KW	134 KWH
75 KW	202 KWH
100 KW	256 KWH
167 KW	432 KWH
300 KW	768 KWH
500 KW	1296 KWH

Demand Charges: \$1.65 per month per KW of maximum demand or major portion thereof.

RATE: (Plus Energy Charge).

0 to 500 KWH	4.4¢ per KWH
500 to 1000 KWH	3.3¢ per KWH
All over 1000 KWH	2.4¢ per KWH

All over 1000 KWH 2.8¢ per KWH (This power rate will be charged to users of strictly temporary or seasonal character on a month-to-month basis, providing customer furnishes all necessary material and equipment incidental to the furnishing of such service plus all connection and dis-connection costs.

Minimum charges: 55¢ per month per HP connected load but not less than \$5.00 per month.

Sec. 54.20.100. Shore Service for Boats.-- Flat Rate.

CLASSIFICATION: This schedule applies to any and all vessels, irrespective of size.

AVAILABILITY: To all locations where shore service facilities are provided by the City. This is a combination rate applying for lighting and heating only.

Only single phase service, 110 volts will be furnished from controlled shore outlets limiting the demand to the billing demand. Shore outlets under control of the City exclusively.

RATE:

200 watts	\$3.30 per month
300 watts	4.95 per month
500 watts	8.25 per month
All over 500 watts to be metered under Schedule "A".	

TERMS OF CONTRACT: Not less than one month or fraction thereof. Payable in advance at monthly rate.

Sec. 54.20.110. Service Rates Outside City Limits.

City rates plus 15% surcharge.

Sec. 54.20.120. Unlawful to Divert Electrical Energy. It shall be unlawful for any person, firm or corporation, by any manner or means whatever, to divert, acquire, take, or use, any electricity or electric energy of or from the Utility or any of its facilities, with the intent to steal or embezzle the same, or to avoid payment therefore, or in any manner to defraud the City of Wrangell or the Utility.

Sec. 54.20.130. City Council to Promulgate Regulations. The City Council by Resolution, in its discretion excepting as in this section hereinafter provided, may make and provide such rules and regulations as may be deemed necessary, suitable or advisable in order to clarify any of the provisions of this chapter, and/or to make adjustments in any particular case or situation, and/or to suspend the provisions of this chapter in any particular case or situation, and/or to safeguard

or provide for the capacity, welfare, or other interests of the Utility: Provided, that no penal section of this chapter shall be modified, affected or changed by Resolution; nor shall any general rates or charges specified in this chapter be modified or changed by Resolution.

CITY OF WRANGELL, ALASKA
Ordinance No. 229

AN ORDINANCE PROVIDING FOR EXTRA-TERRITORIAL
EXTENSION OF MUNICIPAL FIRE PROTECTION SERVICES
BY CONTRACT, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL,
ALASKA:

Sec. 1. Emergency. The City of Wrangell hereby declares the existence of an emergency by reason of Council policy to terminate municipal fire protection services to extra-territorial areas and the necessity for authority to extend such services on an individual contract basis.

Sec. 2. Classification. This ordinance is of a general and permanent nature, and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 3. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 4. Effective Date. This ordinance, in compliance with the Wrangell City Charter, per section 2-14, includes this Section 4 as the emergency section:

For the immediate preservation of the public peace, health and safety of the City of Wrangell, therefore an emergency is hereby declared to exist by reason whereof it is necessary that this ordinance shall become operative and go into full effect immediately upon its passage.

Sec. 5. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 6. Adoption of Section. The following annexed section bearing code number section 39.20.010 is hereby adopted as a part of this ordinance and Title 39 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED May 13th, 1969.

CITY OF WRANGELL, ALASKA

Richard B. Nelson
Mayor

ATTEST

Joyce G. Giesler
Clerk

Published May 22, 1969

CITY OF WRANGELL CODE

TITLE 39. FIRE REGULATIONS

Chapter. Section

20. Rural Fire Protection

39.20.010 Extra-territorial extension of
services

Sec. 39.20.010. Extra-Territorial Extension of Services.
The City Wrangell shall provide fire protection services to persons living on property or owning property outside of the city limits of Wrangell, Alaska, who shall contract for such protection, provided that a sufficient number of persons shall desire said service to warrant the purchase of special fire fighting facilities. Property outside of the Wrangell city limits shall be serviced only with such fire fighting apparatus as the anticipated revenue from the rural fire protection contracts will afford.

CITY OF WRANGELL, ALASKA
Ordinance No. 228

AN ORDINANCE ADOPTING A SEWER CODE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the city of Wrangell, Alaska.

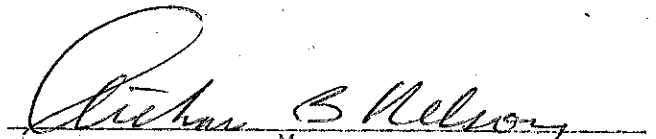
Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance 129, Section I, and all other ordinances or parts or ordinances in conflict herewith are hereby repealed.

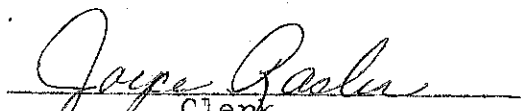
Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 42.70.010 through 42.70.160 all inclusive, are hereby adopted as a part of this ordinance and Title 42 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED May 13th, 1969



Mayor

ATTEST



Clerk

Published May 22, 1969

CITY OF WRANGELL CODE

TITLE 42. HEALTH AND SAFETY

Chapter	-	Section
70.		Sewer Code
		42.70.010 Application for service
		42.70.020 Service connection charge
		42.70.030 Use of public sewers required
		42.70.040 Private sewage disposal
		42.70.050 Building sewers
		42.70.060 Use of public sewers
		42.70.070 Substances not to be discharged
		42.70.080 Service lines
		42.70.090 Sewer mains
		42.70.100 Protection from damage
		42.70.110 Power and authority of inspectors
		42.70.120 Schedule of rates and charges; adoption
		42.70.130 Sanitary facilities; nuisances declared
		42.70.140 Compliance required
		42.70.150 Definitions
		42.70.160 Penalties

TITLE 42. HEALTH AND SAFETY

Chapter 70. - Sewer Code

Sec. 42.70.010. Application for Service. The sewer utility will require each prospective customer to sign an application for sewer service and to pay a service connection charge. Application must be made in writing on a standard form at the office of the City Building Official.

Sec. 42.70.020. Service Connection Charge. Sewer connections to the City sewer mains shall be installed only by the City. The City shall bill the property owner for labor and materials, plus ten percent (10%) to cover administrative and inspection costs, for installing sewer lines from the sewer main to the property line of the customer.

Sec. 42.70.030. Use of Public Sewers Required.

(a) The owner of all houses, buildings or properties used for human occupancy, employment, recreation or other purposes situated within the City or on City property and abutting any street alley or right-of-way in which there is now located or may in the future be located a public sewer or combined sewer of the City, is hereby required at his expense to install suitable toilet facilities therein and to connect such facilities directly with the proper public sewer in accordance with the provisions of this Chapter, within fourteen (14) days after date of official notice to do so, provided that said public sewer is within one hundred feet (100') of the property line.

(b) It shall be unlawful for any person to place, deposit or permit to be deposited in an unsanitary manner upon public or private property within the City of Wrangell, Alaska, or on City property or in any area under the jurisdiction of said City, any human or animal excrement, garbage, or other objectionable waste which ordinarily would be regarded as sewage or industrial wastes.

(c) Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool or other facilities intended or used for the disposal of sewage.

Sec. 42.70.040. Private Sewage Disposal.

(a) When a public sanitary or combined sewer is not available under the provisions of Section 42.70.030, the building sewer shall be connected on a private sewage disposal system which shall be examined by an inspector to insure compliance with all requirements of pertinent ordinances, rules, regulations or statutes.

(b) At such times as public sewer becomes available to a property served by a sewage disposal system as provided in

Section 42.70.030, a direct connection shall be made to the public sewer in compliance with this Chapter, and any septic tanks, cesspools and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

(c) The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the City and all such private sewage facilities, as herein provided, shall be the responsibility of the user, or owner of said private sewage disposal system, and the City is in nowise responsible for any maintenance or repair, or stoppage or breakage, nor for any damages resulting therefrom, in such private sewage disposal systems.

(d) No statement contained in this Section shall be construed to interfere with any additional requirements that may be imposed by municipal or state health officials.

Sec. 42.70.050. Building Sewers.

(a) A separate and independent building sewer shall be provided for every building; exceptions will be allowed only by special permission granted by the Director of Public Works for good cause shown.

(b) Old building sewers or portions thereof may be used in connection with new buildings only when they are found on examination and test by the said Inspector to meet all requirements of this Chapter.

(c) For the purpose of regulating the construction, addition, enlargement, conversion, equipment, use and maintenance of the sewage system as provided in this Chapter, the specifications shall be those contained in that certain compilation or rules and regulations, prepared by the American Society of Mechanical Engineers, which compilation is known as the "National Plumbing Code, ASA A40, 8-1955," a code hereby adopted by reference as the law of the City.

(d) All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard.

Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the City.

(e) All building sewers shall have a cleanout accessibly located at the property line, of a size and design acceptable to the Director of Public Works.

Sec. 42.70.060. Use of Public Sewers.

(a) No persons shall discharge or cause to be discharged to any public sewer any harmful waters or wastes, whether liquid, solid or gas, capable of causing obstruction to the flow in the sewers, damage or hazard to structures, equipment and personnel of the sewage works, or other interference with the proper operation of the sewage works.

(b) Grease, oil and sand interceptors shall be provided when in the opinion of an Inspector, they are necessary for the proper handling of liquid wastes containing grease in excessive amount or any flammable wastes, sand and other harmful ingredients except that such interceptors shall not be required for private living quarters or dwelling units. Where installed they shall be maintained by the owner, at his expense, in continuously efficient operation at all times.

(c) The admission into the public sewers of any waters or wastes having (1) a five (5) day Biochemical Oxygen Demand greater than three hundred (300) parts per million by weight, or (2) containing more than three hundred fifty (350) parts per million by weight of suspended solids, or (3) containing any quantity of substances having the characteristics described in Section 42.70.070 or (4) having an average flow greater than two percent (2%) of the average daily flow of the City, shall be subject to the review and approval of the Director of Public Works. Where necessary in the opinion of the Director of Public Works, the owner shall provide at his expense, such preliminary treatment as may be necessary to (1) reduce the Biochemical Oxygen Demand to three hundred (300) parts per million and the suspended solids to three hundred fifty (350) parts per million by weight, or (2) reduce objectionable characteristics or constituents to within the maximum limits provided for in Section 42.70.070, or (3) control the quantities and rates of discharge of such waters or wastes. Plans, specifications, and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Director of Public Works, and of the Commissioner of the Alaska Department of Health and Welfare, and no construction of such facilities shall be commenced until said approvals are obtained in writing.

(d) Where preliminary treatment facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

(e) When required by the Director of Public Works, the owner of any property served by a building sewer carrying industrial wastes shall install a suitable control manhole in the building sewer to facilitate observation, sampling and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans

approved by the Director of Public Works. The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

(f) No unauthorized person shall uncover, make any connections with or opening into, use, alter or disturb any public sewer or appurtenances thereof without first obtaining a written permit from the Director of Public Works.

Sec. 42.70.070. Substances not to be Discharged. Except as hereinafter provided, no person shall cause to be discharged or allowed to be discharged into its sewer line or system any of the following described waters or wastes:

(a) Any liquid or vapor having a temperature higher than two hundred degrees Fahrenheit (200°F.).

(b) Any water or waste which may contain more than fifty (50) parts per million, by weight, of fat, oil or grease.

(c) Any gasoline, benzene, naptha, fuel oil or other flammable or explosive liquid, solid or gas.

(d) Any garbage that has not been properly shredded.

(e) Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure or any other solid or viscuous substance capable of causing obstructions to the flow in sewers or other interference with the proper operation of the sewage works.

(f) Any waters or wastes having a pH lower than 4.0 or higher than 12.0 or having any other corrosive property capable of causing damage or hazard to structures, equipment and personnel of the sewage works.

(g) Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, or create any hazard in the receiving waters or the sewage treatment plant.

(h) Any waters or wastes containing suspended solids of such character and quality that unusual attention or expense is required to handle such materials at the sewage treatment plant.

(i) Any noxious or malodorous gas or substance capable of creating a public nuisance.

Sec. 42.70.080: Service Lines. The service lines of the sewer system, that run from the user's building to the sewer main line, shall be maintained and repaired by the user or owner, and the City is in nowise responsible for said construction, maintenance or repair; nor is the City in anywise responsible for freezing, stoppage or breakage in the service line or for any other claim or action arising from the existence, operation or condition of said sewer service line.

Sec. 42.70.090. Sewer Mains. The City shall not be held responsible or liable for any claim or action due to or arising from any suspension of operation, breakage, unavoidable accident or injury of any kind occurring to, or caused by the sewer mains by an act of God, beyond the City's control, or caused by the elements, strikes, riots or a public enemy.

Sec. 42.70.100. Protection from Damage. It shall be unlawful for any unauthorized person to maliciously, willfully or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the municipal sewer works, and any such person shall be subject to immediate arrest.

Sec. 42.70.110. Power and Authority of Inspectors. The Department of Public Works Inspector and other duly authorized employees of the City bearing proper credentials and identification shall be permitted to enter upon all properties, at reasonable hours, for the purpose of inspection, observation, measurement, sampling and testing, in accordance with the provisions of this Chapter.

Sec. 42.70.120. Schedule of Rates and Charges; Adoption.

(a) On and after the effective date of this Chapter, the rates and charges shown on the adopted and hereunto annexed Schedule of Rates and Charges are hereby established for public sewer facilities furnished within and without the City by the municipally-owned sewer utility systems; provided that such Schedule of Rates and Charges, at the discretion of the Council, shall be subject to revisions from time to time by resolution of the Council adopting and establishing such revised and/or changed Schedule of Rates and Charges; and the revised and/or changed Schedule or Rates and Charges shall, on the effective date herein expressed, become of full force and effect and subject to all the provisions of this Chapter.

(b) In the event the charges for sewerage service are not paid within thirty (30) days after rendition to the bill for such service such charges shall be deemed and are hereby declared to be delinquent and thereafter such delinquency shall constitute a lien upon the real estate for which such service is supplied, and the City Clerk is hereby authorized and directed to file sworn statements showing such delinquencies in the office of the Recorder of the Wrangell Recording District, and the filing of such statements shall be deemed notice of the lien of such charges for such service.

(c) All sewerage service may be discontinued without further notice if the rates or charges for such service are not paid within thirty (30) days after rendition of the bill therefore. If such service is discontinued, the applicable provisions of Sections 42.70.130 and 42.70.140 of this Chapter shall apply.

(d) The rates and charges herein established shall be collected from the owners, occupants and users of the premises within the jurisdiction of the City from and after the effective date of this Chapter. Passage and publication of this Chapter shall be deemed notice to all owners of real estate of their liability of sewerage service supplied to any occupant or user of such service on their property.

Sec. 42.70.130. Sanitary Facilities; Nuisance Declared. Any occupied dwelling house or structure, or any dwelling house or structure intended for human occupancy, within the jurisdiction of the City, the toilet facilities whereof are not connected with the City sewer system as required in Section 42.70.030, or are not in serviceable working order; or the toilet facilities whereof consist of a privy without adequate antiseptic treatment of human excrement; or the toilet facilities whereof are so designed as to permit human excrement or waste matter to fall onto the beach, water, ground or any pit below; or the toilet facilities whereof, or the disposal of human excrement therefrom, are in anywise unsanitary, malodorous, or dangerous to health or safety, shall be and is deemed and declared a common or public nuisance. Any common or public nuisance, as defined herein, found within the jurisdiction of the City, shall summarily be ordered closed to occupancy by the Chief of Police or his deputy after the expiration of the notice period set forth in Section 42.70.030 and in Section 42.70.160 (b), until the toilet facilities of the dwelling house or structure shall have been connected with the City sewer system if required by Section 42.70.030, or are in serviceable order, or both.

Sec. 42.70.140. Compliance Required. It shall be unlawful for any person to maintain, lease or use for human occupancy any dwelling house or structure which is a common or public nuisance as defined herein; or for any person maintaining, leasing or using for human occupancy any such dwelling house or structure which is a common or public nuisance, to fail or refuse forthwith to close the dwelling or structure for human occupancy when ordered to do so by any police officer of the City.

Sec. 42.70.150. Definitions.

B.O.D.: The term "B.O.D." (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at twenty degrees Centigrade (20°C.), expressed in parts per million by weight.

BUILDING SEWER OR DRAIN: The term "Building Sewer or Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste and other drainage pipe inside the walls of the building and conveys it to the public sewer, beginning on the outside of the building wall and ending at the property line.

DIRECTOR: The word "Director" shall mean the Director of Public Works of the City of Wrangell, Alaska, or his authorized deputy, agent or representative. The Director may also be the Health Officer, if the Council shall so appoint.

INSPECTOR: The word "Inspector" shall mean the person or persons in the City Department of Public Works duly authorized by the City to inspect and approve the installation of building sewers and their connection to the public sewer system.

PROPERLY SHREDDED GARBAGE: The term "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking and dispensing of food that have been shredded to such degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch (1/2") in any dimension.

PUBLIC SEWER: The term "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

SERVICE LINES: The term "Service Lines" shall mean the sewage pipe laid from the sewer main to the point of discharge of the sewage user's building.

SEWAGE: The word "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions and industrial establishments, together with such ground, surface and storm waters as may be present.

SEWAGE WORKS: The term "Sewage Works" shall mean all facilities for collecting, pumping, treating and disposing of sewage.

SEWER MAINS or MAIN: The terms "Sewer Mains" or "Main" shall mean the pipe laid parallel to a street, road or alley for the purposes of carrying away sewage discharged from the service lines.

SUSPENDED SOLIDS: The term "Suspended Solids" shall mean solids that either float on the surface, or are in suspension in water, sewage, or other liquids; and which are removable by laboratory filtering.

Sec. 42.70.160. Penalties.

(a) Any person found to be violating any provisions of this Chapter, except Section 42.70.100, shall be served by the City with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

(b) It shall be unlawful for any person to continue any violations, except Section 42.70.100, beyond the time limit of fourteen (14) days. The fourteen (14) days limitation shall not apply when the violation constitutes a clear and present danger to the public health; such clear and present danger shall be unlawful from its inception, and subject to summary abatement, or to the applicable provisions of Sections 42.70.130 and 42.70.140. Each day in which any violation shall continue shall be deemed a separate offense.

(c) Any person violating any of the provisions of this Chapter shall become liable to the City for any expense, loss or damage occasioned the City by reason of such violation.

CITY OF WRANGELL, ALASKA
Ordinance No. 227

AN ORDINANCE PROVIDING FOR DETERMINATION AND ABATEMENT OF NUISANCES; PROCEDURE IN EVENT OF CONDEMNATION OF BUILDING OR OTHER STRUCTURE DEEMED TO BE A FIRE OR HEALTH HAZARD OR PUBLIC NUISANCE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance 163 and Sections I and II of Ordinance 129, and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 42.60.010 through 42.60.240 all inclusive, are hereby adopted as a part of this ordinance and Title 42 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED May 13th, 1969.

Arthur B. Nelson
Mayor

ATTEST Joyce Gasler
Clerk

Published May 22, 1969

CITY OF WRANGELL CODE

TITLE 42. HEALTH AND SAFETY

Chapter - Section

60. Nuisances

- 42.60.010 Nuisances declared
- 42.60.020 Burial
- 42.60.030 Slaughterhouses
- 42.60.040 Polluting water
- 42.60.050 Gutters to be kept clean
- 42.60.060 Offensive drains
- 42.60.070 Junk, debris, etc. prohibited
- 42.60.080 Certain public nuisances defined
- 42.60.090 Industrial waste
- 42.60.100 Building or structure as nuisance
- 42.60.110 Condemnation authorized
- 42.60.120 Inspection and report
- 42.60.130 Inspection by council designate
- 42.60.140 Notice of hearing
- 42.60.150 Council as board of adjustment; powers
- 42.60.160 Order of board of adjustment
- 42.60.170 Failure to comply
- 42.60.180 Appeals
- 42.60.190 Imminently dangerous structures
- 42.60.200 Stay of proceedings on appeal
- 42.60.210 Appeal after hearing
- 42.60.220 Remedies not exclusive
- 42.60.230 Notification; abatement
- 42.60.240 Penalties

TITLE 42. HEALTH AND SAFETY

Chapter 60. - Nuisances

Sec. 42.60.010. Nuisances Declared. It shall be unlawful for any person, firm or corporation to permit or maintain the existence of any nuisance on any property under his or its control. For purposes of this Chapter, "nuisance" shall mean any act or creation which shall be injurious to the public health, or which prevents or obstructs the free and comfortable enjoyment of life and property or is dangerous to surrounding property. Whenever a nuisance is deemed to exist it shall be abated by the health officer or chief of police at the expense of the person maintaining such nuisance.

Sec. 42.60.020. Burial. It shall be unlawful for any person to bury any person within the city limits except in an established cemetery.

Sec. 42.60.030. Slaughterhouses. No person shall establish or maintain a slaughterhouse, keep herds of more than five (5) swine or goats, cure or keep hides, skins or pelts, slaughter cattle, swine, sheep or any other kind of animals, pursue or carry on any other business offensive to the senses or prejudicial to the public health or comfort in any part of the City. Any person maintaining stables, stockyards, or hog pens in which livestock are confined, shall be required to keep the same free from accumulations of filth so that the same shall not be prejudicial to the public health.

Sec. 42.60.040. Polluting Water. It shall be unlawful for any person to throw, empty out or deposit in any gutter or ditch or near any inhabited place, the suds or filthy water resulting from the washing of clothes, slops from kitchens or other foul or filthy matter or allow the same to stand on his own premises or to seep into the premises of another.

Sec. 42.60.050. Gutters to be kept Clean. It shall be the duty of every owner of any property to keep the gutter in front of such property at all times clean and free from all obstructions to the free passage of water, and to remove all dirt, filth, garbage or rubbish that may have accumulated on the street or alley adjoining the property, to the middle of the street or alley.

Sec. 42.60.060. Offensive Drains. No person shall permit any cellar, pool, sewer, water closet or private drain belonging to him to become nauseous, foul or offensive and prejudicial to the public health and comfort.

Sec. 42.60.070. Junk, Debris, Etc. Prohibited. No owner, lessee, agent, tenant, or occupant shall allow or permit any junk, debris, or indiscriminate storage of machinery, equipment parts, lumber, or other material, or any accumulation of garbage, manure, offal,

rubbish, stagnant water, or any filthy liquid or substance, or anything that is or may become putrid or offensive to be or remain upon his yard, lot, or premises, or upon any yard, lot or premises controlled by him.

Sec. 42.60.080. Certain Public Nuisances Defined. In addition to other public nuisances declared by other sections of this code, the non-exclusive following are hereby declared to be public nuisances:

(a) The sale, or offering for sale, or unwholesome food or drink; or a place where such sales or offerings are made.

(b) The sale, offering for sale, or furnishing of intoxicating liquor in violation of the state law or ordinances of the city; or a place where intoxicating liquor is sold, offered for sale, or furnished in violation of the state law or ordinances of the city

(c) The exposure, display, sale, or distribution of obscene pictures, books, pamphlets, magazines, papers, documents, or objects; or a place where such are exposed, displayed, sold, or distributed.

(d) A place where persons gamble, whether by cards, slot machines, punch boards, or otherwise.

(e) A place where prostitution, illicit sexual intercourse, or other immoral acts are practiced.

(f) A place where activities in violation of state law or ordinance are carried on.

(g) The public exposure of a person having a contagious disease.

(h) The continued making of loud or unusual noises which annoy persons of ordinary sensibilities; or the keeping of an animal which makes such noises.

(i) The operation or use of any electrical apparatus or machine which materially and unduly interferes with radio or television reception by others.

(j) Any use of a street or sidewalk or a place adjacent thereto which causes crowds of people to gather so as to obstruct traffic on such street or sidewalk, or which otherwise obstructs traffic thereon, except as may be authorized by law or ordinance.

(k) All ditches, drains, wells, pools, cisterns, bodies, or containers of water in which mosquitoes breed or are likely to breed, or which are so constructed, formed, conditioned, or situated as to endanger the public health or safety.

(l) Rank weeds or grass, carcasses, accumulations of manure, refuse or other things, which are, or are likely to be, breeding places for flies, mosquitoes, vermin, or disease germs.

(m) Any pit, hole, or other thing which is so constructed, formed, conditioned, and/or situated as to endanger the public safety.

(n) Any fire or explosion hazard which endangers the public peace, health, safety, or welfare.

(o) Any occupation or activity which endangers the public peace, health, safety, morals, or welfare.

Sec. 42.60.090. Industrial Waste. Every person or corporation owning, operating, maintaining, conducting, or managing any cannery, cold storage plant, packing plant, saltery, smokery; fertilizing plant or any plant where fish or animal products are kept, sold, canned, smoked, salted, pickled, frozen or handled in any manner, shall remove and dispose of all refuse and unused portions of such fish, fish products and animals in such manner that the same shall not be deposited on any of the beaches or shores, or upon any public or private property, or upon any of the tide flat, shore lines, public highways creeks, or streams within the City of Wrangell, Alaska, or upon any property adjacent thereto, where the same would become a nuisance or a menace to the health of the people of the City, nor deposited within any of the waters adjacent to the City of Wrangell, Alaska, or within the corporate limits or adjacent thereto sufficiently near to become a nuisance or menace to the health or well-being of the people of the City.

Sec. 42.60.100. Building or Structure as Nuisance. It shall be unlawful for any person, firm, association, club, or corporation to have, keep or maintain within the City of Wrangell any building or other structure which is or has become a fire or health hazard or public nuisance.

Sec. 42.60.110. Condemnation Authorized. Any building or other structure within the City of Wrangell which is a fire or health hazard or public nuisance shall be subject to condemnation as authorized by AS 29.10.216 -.243 (1962).

Sec. 42.60.120. Inspection and Report. Whenever the City Manager, Fire Chief, Chief of Police, Building Inspector, or Health Officer of the City shall after inspection deem any building or other structure to be a fire or health hazard or a public nuisance, he shall render to the City Council a complete written report concerning the condition of such building or other structure, and a statement of the reasons why such building or other structure should be condemned, including in such report any violations of this Chapter or of any other code provision of the City, and any statutes of the State of Alaska, together with his recommendations as to abating, altering, repairing, removing or demolishing such building or other structure.

Sec. 42.60.130. Inspection by Council Designate. Upon receipt of such report the Mayor, or other officer or employee of the City designated by the Council, shall after personal inspection of such building or other structure make and deliver to the City Council in writing his findings in the matter accepting or modifying such report of the City Manager, Fire Chief, Chief of Police, Building Inspector, or Health Officer, which findings including other pertinent facts, shall recite:

- a) A description of the land buildings or other structure in question;
- b) the ownership of the land on which the building or other structure complained of is situated;
- c) the name of the owner of the building or other structure in question; and the names of lessees and/or occupants or persons in possession of such building or other structure, if any;
- d) the purpose or purposes for which such building or other structure is used or intended for use;
- e) in what respect the building or other structure is a fire of health hazard or public nuisance; and
- f) his recommendation in the premises for condemnation, abatement, alteration, repair, removal or demolition of such building or other structure.

Sec. 42.60.140. Notice of Hearing. If the Mayor, or such other officer or employee of the City designated by the Council, shall recommend condemnation, abatement, alteration, repair, removal, demolition, or any other affirmative action against such building or other structure he shall, with the prior approval of the Council, give notice to the owner of the land on which such building or other structure is situated, or his agent, and to the owner of such building or other structure, or his agent, and to the lessees and persons in possession or occupation of such building or other structure, specifying a date, which shall be not less than thirty (30) days from the date such notice is given, on which a public hearing will be had before the City Council, sitting as a Board of Adjustment, with the Mayor as ex-officio Chairman, on the question of condemning, abating, altering, repairing, removing or demolishing such building or other structure. A copy of the findings specified in the preceding section shall accompany the Notice of Hearing.

Sec. 42.60.150. Council as Board of Adjustment; Powers. At such hearing the City Council, sitting as a Board of Adjustment, shall have all the powers expressed and implied by AS 29.10.216 - .243 (1962), and also the following powers:

- a) To compel the attendance of witnesses and to swear such witnesses;
- b) To hear and decide requests for exceptions to the terms of this Chapter;
- c) To hear and decide the question of whether such building or other structure is or has become a fire or health hazard or public nuisance;
- d) To decide the question of whether such building or other structure should be condemned, abated, altered, repaired, removed or demolished;
- e) To make such other order or decision as will not be contrary to the public interest where, owing to special conditions, a literal enforcement of this Chapter would result in unnecessary hardship; and so that the spirit of the provisions of this Chapter shall be observed and substantial justice done;
- f) To order that such building or other structure be condemned, abated, altered, repaired, removed or demolished;
- g) To hear and decide appeals where it is alleged there is error in the order or findings of the Mayor or other officer or employee of the City designated by the Council, or in the order or findings of the City Manager, Fire Chief, Chief of Police, Building Inspector, or Health Officer, or in any intermediate order, requirement, decision, or determination made in the premises;
- h) To authorize upon appeal in specific cases such variance from the terms of this Chapter as will not be contrary to the public interest where, owing to special conditions, a literal enforcement would result in unnecessary hardship, and so that the spirit of this Chapter shall be observed and substantial justice done; and
- i) To make all proper rules and regulations suitable for carrying out the aforesaid powers; and for effecting the objectives and purposes of this Chapter

In exercising its powers the Board, in conformity with the provisions of AS 29.10.216 - .243 (1962), and of this Chapter, may reverse or affirm, in whole or in part, or may modify, any intermediate order, requirement, decision or determination appealed from; and may make such order, requirement, decision or determination as ought to be made; and to that end shall have all the powers of the officer from whose order or decision an appeal is taken. To reverse any intermediate order, requirement, decision or determination of any intermediate officer, or to decide in favor of the applicant on any matter upon which it is required to pass under this Chapter, or to effect any exception to or variation from this Chapter, or any rule

or regulation made thereunder, the concurring vote of four (4) members of the Board shall be required.

That at such hearing a quorum shall consist of five (5) members of the Board, or four (4) members and the Mayor as ex-officio Chairman; and the concurring vote of four (4) members of the Board shall be sufficient for making any order or resolution authorized by this Chapter. The Mayor, as ex-officio Chairman, shall be entitled to vote in case of a tie vote, but not otherwise.

That at such hearing a record shall be kept of the proceedings by a competent stenographer, and the owner of such building or other structure shall be furnished a copy without expense.

Sec. 42.60.160. Order of Board of Adjustment. If the Board finds such building or other structure is or had become a fire or health hazard or public nuisance, it shall by Resolution:

a) So declare; and

b) Order such building or other structure condemned, abated, altered, repaired, removed or demolished; or make such other order or decision as will not be contrary to the public interest where, owing to special conditions, a literal enforcement of this chapter would result in unnecessary hardship, and so that the spirit of the provisions of this Chapter shall be observed and substantial justice done; and

c) Provide that the owner of such building or other structure shall have at least thirty (30) days' time to remove such building or other structure ordered removed or demolished before the City proceeds to do so; and

d) Provide for serving a copy of such Resolution upon the owner of the objectionable building or other structure.

Sec. 42.60.170. Failure to Comply. If within the time fixed by such Resolution, or within any Board extension of such time, the owner fails to comply with the Board's Resolution order to abate, alter, repair, remove, or demolish such offending building or other structure, the Mayor, with the assistance of such City employees as may be required, shall cause the requirements of such Resolution to be carried out; in connection with which eventuality the cost incurred by the City shall be charged against the property, first against the salvaged material, if any, which may be sold at public auction after ten (10) days' prior notice of such sale; and the balance of cost, if any, against the land the same as taxes; and such costs shall be a lien against the land and enforceable in substantially the same manner as delinquent tax liens are enforced against real property under code provisions of the City; or enforced in any other manner provided by law for foreclosure of liens against real property; or enforced by a personal action against the owner for recovery of money owing.

Sec. 42.60.180. Appeals. An appeal may be taken to the Superior Court for the First Judicial District, State of Alaska, from any action, decision, ruling, judgment or order of the Board of Adjustment involving demolition, removal, repair or alteration of such building or other structure within thirty (30) days from the date of such action, decision, ruling, judgment or order, in the manner provided by AS 29.10.240 (1962).

Sec. 42.60.190. Imminently Dangerous Structures. The City Manager, Fire Chief, Chief of Police or Health Officer of the City may order the alteration, repair or discontinuance of use or occupancy of any building or other structure imminently dangerous to life, limb or property within such period of time, hours or days, as he deems reasonable. Such order shall be in writing and served on the persons in the manner hereinbefore specified in Sec. 42.60.140 of the Chapter for serving notice of hearing before the Board. Appeals to the Board from such orders may be taken by persons aggrieved within ten (10) days after service upon the owner, by filing with the Mayor and with the Board of Adjustment a notice of appeal specifying the grounds therefore. Such appeal shall be heard before the Board within a reasonable time, not less than ten (10) days after filing such notice of appeal, and not earlier than three days after giving public notice of such hearing in a newspaper of general circulation published in the City, and after giving notice to the parties in interest, unless such notice is waived by the party ordered to alter, repair or discontinue use of such building or other structure.

Sec. 42.60.200. Stay of Proceedings on Appeal. If after filing of Notice of Appeal the Mayor certifies to the Board that a stay of proceedings, otherwise automatically effectuated by taking an appeal, would in his opinion cause imminent peril to life, limb or property, then in such case proceedings shall not be stayed unless as provided in AS 29.10.240 (1962).

Sec. 42.60.210. Appeal after Hearing. After hearing on appeal before the Board appeal may be taken to the Superior Court aforesaid by persons aggrieved, and by the Mayor, City Manager, Fire Chief, Chief of Police, or Health Officer, as provided by AS 29.10.240 (1962). The Chairman of the Board may after notice of appeal is filed, by certificate filed with the Clerk of the Superior Court, prevent an automatic stay of proceedings as provided by AS 29.10.237 (1962).

Sec. 42.60.220. Remedies Not Exclusive. Nothing in this Chapter shall interfere with remedies provided in other sections of the Code of Wrangell for the abatement of nuisances, or with the remedies provided in the Building Code, or with any other remedy afforded by the laws of the State of Alaska. The Board, or Mayor of the City, may at their option choose any method or combination of methods provided for in this Chapter, or provided by law, in order to enforce the provisions of this Chapter.

Sec. 42.60.230. Notification; Abatement. It shall be the duty of the Chief of Police upon receiving notice of any violation of the provisions of this Chapter to immediately notify the offender to abate and remove the same within such time as he may deem proper, not to exceed twenty-four (24) hours. If the nuisance shall not be removed or abated within the time specified in the notice, the Chief of Police shall cause the same to be removed and the expense thereof shall be paid by the City and recovered from the owner by an action at law.

Sec. 42.60.240. Penalties. In addition to the remedies provided by this Chapter against any such building or other structure, any person, firm, association or corporation who willfully violates any provision of this Chapter; or who willfully fails or refuses to comply with final order, determination, decision or judgment of the Board of Adjustment made in accordance with the provisions of this Chapter; or any final intermediate order made in accordance with the provisions of this Chapter by the City Manager, Fire Chief, Chief of Police, Building Inspector, or Health Officer, or other authorized officer or employee of the City, shall be deemed guilty of a misdemeanor and upon conviction be subject to a fine not exceeding \$300.00, or to imprisonment, not exceeding thirty (30) days, or both such fine and imprisonment.

CITY OF WRANGELL, ALASKA
Ordinance No. 226

AN ORDINANCE ADOPTING THE U. S. PUBLIC HEALTH SERVICE ORDINANCE
REGULATING EATING AND DRINKING ESTABLISHMENTS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Conflicting Ordinances. All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed section bearing code number section 42.30.010 is hereby adopted as a part of this ordinance and Title 42 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED May 13th, 1969

Richard B. Nelson
Mayor

ATTEST Joyce Raabe
Clerk

Published May 22, 1969

TITLE 42. HEALTH AND SAFETY

Chapter 30. U. S. Public Health Service Ordinance

Sec. 42.30.010. Adoption of U. S. Public Health Service Ordinance. The inspection of eating and drinking establishments within the City or its police jurisdiction, the issuing, suspension and revocation of permits for the operation of such establishments, the sale of adulterated, misbranded or unwholesome food and drink, the enforcement of this Chapter shall be regulated in accordance with the terms of the unabridged form of the 1962 Edition of the U. S. Public Health Service Ordinance Regulating Eating and Drinking Establishments, three (3) certified copies of which shall be on file in the office of the City Clerk; provided, however, that itinerant restaurants shall be required to secure a permit.

Provided further, that when any restaurant fails to qualify for the permit specified in the U. S. Health Service Ordinance the Health Officer or other designated official is authorized to suspend the permit.

CITY OF WRANGELL, ALASKA
Ordinance No. 225

AN ORDINANCE PROVIDING FOR APPOINTMENT OF A
HEALTH OFFICER, SETTING HIS POWERS AND DUTIES;
SETTING A PENALTY FOR VIOLATION THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance 46, and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 42.10.010 through 42.10.090 all inclusive, are hereby adopted as a part of this ordinance and Title 42 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED May 13th, 1969

Arthur B. Nelson
Mayor

ATTEST

Joyce Pauley
Clerk

Published May 22, 1969

CITY OF WRANGELL CODE

TITLE 42. HEALTH AND SAFETY

Chapter	Section
10.	Health Officer
	42.10.010 Health officer
	42.10.020 Powers and duties of the health officer
	42.10.030 Reports
	42.10.040 May enforce vaccination
	42.10.050 Health officer to investigate and remove afflicted persons
	42.10.060 Health officer to quarantine
	42.10.070 Quarantine regulations
	42.10.080 Health officer to disinfect premises
	42.10.090 Penalty

Sec. 42.10.010. Health Officer. The City Council shall appoint a health officer, who will hold office during the pleasure of the City Council, and shall receive for his services required performed by him, such compensation as the City Council may from time to time determine upon.

Sec. 42.10.020. Powers and Duties of the Health Officer. The health officer may, whenever he deems it necessary, examine, or cause to be examined by some competent physician, all persons entering the City of Wrangell, from any town, city, district, location, state or other place when said officer has reason to believe there are any cases of cholera, yellow fever, small pox, or other contagious or infectious diseases; and for the purpose of making such examination, the health officer shall have authority to enter any ship, steamboat or other water craft, or any vehicle; and said health officer may direct and enforce the cleansing and purifying of any such ship, steamboat or other water craft, or any vehicle; and said health officer may provide by and with the consent of the City Council, a suitable place for the temporary detention of persons, who have been exposed to the infection of cholera, yellow fever, small pox or other infectious or contagious diseases, and said health officer shall have the power to order and compel said person or persons to remain in such place of detention for such time as may be necessary, and to forbid and prevent any and all communications with such person or persons. Said health officer shall have the power to forbid or prevent any and all persons living or being in or about such house or premises where any person has been sick with small pox, cholera, yellow fever or any other infectious or contagious disease, and from leaving such house or premises without first having obtained permission to do so from the health officer. It shall be the duty of the health officer to enforce all ordinances containing provisions for the protection of public health; to make inspections of foodstuffs and of the premises used for storing or selling of provisions as may be provided by ordinance; and shall perform such other duties and functions as may be required by statute or ordinance.

Sec. 42.10.030. Reports. The health officer shall make such reports to the City Council as may be required. He shall also make recommendations for rulings, orders or ordinances respecting the public health whenever he is requested to do so, or whenever he deems it necessary or advisable.

Sec. 42.10.040. May Enforce Vaccination. The health officer may enforce compulsory vaccination on persons or passengers coming from infected places or parts, and when he deems it necessary for the promotion and protection of health of the city, may also enforce compulsory vaccination of the inhabitants.

Sec. 42.10.050. Health Officer to Investigate and Remove Afflicted Persons. The health officer shall make it his duty to investigate all cases where it is alleged that cases of communicable, infectious, or contagious diseases are said to exist, and whenever he may deem it necessary, may remove or order the removal from the premises occupied, any person having such communicable, infectious or contagious disease, and the expense of said removal shall be paid by the City of Wrangell.

Sec. 42.10.060. Health Officer to Quarantine. The health officer shall have charge of the enforcement of the quarantine rules. Whenever a case of small pox, cholera, yellow fever, diphtheria or scarlet fever or other contagious, infectious, or communicable disease shall be found to exist, the health officer shall have the power and authority to place any premises within which a contagious or epidemic disease occurs under quarantine; and he shall cause suitable notice setting forth the facts to be posted in appropriate places and shall determine the time when the quarantine ends.

Sec. 42.10.070. Quarantine Regulations. No person or persons except a physician, clergyman, undertaker, or those having written permits from the health officer shall enter or depart from any house where small pox, yellow fever, cholera, diphtheria, or scarlet fever exists or while the corpse of any person who has died of such disease remains within the house, nor within ten days thereafter, or until said building and its contents shall have been disinfected, or otherwise disposed of to the satisfaction of the health officer.

Sec. 42.10.080. Health Officer to Disinfect Premises. The health officer shall have power during the prevalence of an epidemic to fumigate and disinfect any premises which, in his judgment requires disinfection.

Sec. 42.10.090. Penalty. Any person who shall resist or attempt to resist the entrance of the health officer into any boat, vessel, building, room, lot, or other place in this City or waterfront adjacent thereto while in the performance of his duty, or any person who shall neglect to comply with the lawful orders of the health officer, or resist such health officer in the discharge of his duty, or who shall violate any of the provisions of this ordinance, shall be guilty of a misdemeanor, and upon conviction thereof before the Municipal Magistrate of the City of Wrangell be punished by a fine of not less than fifty dollars nor more than two hundred dollars, or be imprisoned in the Municipal jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the Municipal Magistrate.

CITY OF WRANGELL, ALASKA
Ordinance No. 224

AN ORDINANCE REQUIRING TWO-WHEELED MOTOR
VEHICLE DRIVERS AND RIDERS TO WEAR CRASH
HELMETS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

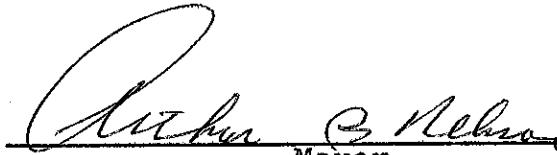
Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. Any and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

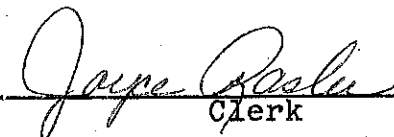
Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Section. The following annexed section, bearing the code number Sec. 63.35.290 is hereby adopted as a part of this ordinance and Title 63 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED: May 13th, 1969.



Mayor

Attest: 

Clerk

Published May 22, 1969

CITY OF WRANGELL CODE

TITLE 63. TRAFFIC CODE

Chapter - Section

34. Operation of Vehicles

63.35.290 Requirement of Crash Helmets for
Drivers and Riders of Two-wheeled
Motor Vehicles.

Chapter 35. Operation of Vehicles

Sec. 63.35.290. Requirement of Crash Helmets for Drivers and Riders of Two-wheeled Motor Vehicles. No person shall drive or ride a two-wheeled motor vehicle upon any of the streets or highways within the limits of the City without wearing a protective crash helmet.

CITY OF WRANGELL, ALASKA
Ordinance No. 223

AN ORDINANCE ADOPTING A FIRE PREVENTION CODE
PRESCRIBING REGULATIONS GOVERNING CONDITIONS
HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR
EXPLOSION, AND ESTABLISHING THE BUREAUS OF
FIRE PREVENTION AND PROVIDING OFFICERS THERE-
FORE AND DEFINING THEIR POWERS AND DUTIES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL,
ALASKA:

Sec. 1. Classification. This ordinance is of a
general and permanent nature and shall become a part of
the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this
ordinance or any application thereof to any person or
circumstance is held invalid, the remainder of this
ordinance and the application to other persons or
circumstances shall not be affected thereby.

Sec. 3. Adoption of Sections. The following annexed
sections, Sec. 39.10.010 through 39.10.110, all inclusive,
are hereby adopted as a part of this ordinance and Title
39 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED May 13th, 1969.

Richard B. Nelson
Mayor

ATTEST Joyce Gasler
Clerk

Published May 22, 1969

CITY OF WRANGELL CODE

TITLE 39. FIRE PREVENTION

Chapter -	Section	
10	39.10.010	Adoption of Fire Prevention Code
	39.10.020	Establishment and Duties of Bureau of Fire Prevention
	39.10.030	Definitions
	39.10.040	Establishment of Limits of Districts in Which Storage of Explosives and Blasting Agents is to be Prohibited
	39.10.050	Establishment of Limits of Districts in Which Storage of Flammable Liquids in Outside Aboveground Tanks is to be Prohibited
	39.10.060	Establishment of Limits in Which Bulk Storage of Liquefied Petroleum Gases is Restricted
	39.10.070	Amendments Made in the Fire Prevention Code
	39.10.080	Modifications
	39.10.090	Appeals
	39.10.100	New Materials, Processes or Occupancies Which May Require Permits
	39.10.110	Penalties

Chapter 10- Fire Prevention Code

Sec. 39.10.010. Adoption of Fire Prevention Code.
There is hereby adopted by the Council of the City of Wrangell, Alaska for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Fire Prevention Code recommended by the American Insurance Association, being particularly the 1965 Edition thereof and the whole thereof.

Sec. 39.10.020. Establishment and Duties of Bureau of Fire Prevention.

(a) There is hereby established within The City a Bureau of Fire Prevention. It shall be the duty of the Bureau of Fire Prevention to enforce the Fire Prevention Code within the jurisdiction of the City. The Chief of the Wrangell Fire Department shall administer the Bureau of Fire Prevention.

(b) A report by the Bureau of Fire Prevention shall be made annually and transmitted to the Mayor of the City; it shall contain all proceedings under this Code, with such statistics as the chief of the fire departments may wish to include therein; the chief of the fire department shall also recommend any amendments to the Code which, in his judgment shall be desirable.

Sec. 39.10.030. Definitions.

(a) Wherever the word "City" is used herein, or is used in the Fire Prevention Code, it shall be held to mean the City of Wrangell, Alaska.

(b) Wherever the term "corporation counsel" is used in the Fire Prevention Code, it shall be held to mean the attorney for the City of Wrangell, Alaska.

Sec. 39.10.040. Establishment of Limits of Districts in Which Storage of Explosives and Blasting Agents is to be Prohibited. Storage of explosives and blasting agents is expressly forbidden in the areas established as "Fire Zone One (1) and Fire Zone Two (2)" by the City.

Sec. 39.10.050. Establishment of Limits of Districts in Which Storage of Flammable Liquids in Outside Aboveground Tanks is to be Prohibited.

(a) The limits referred to in Section 16.22a of the Fire Prevention Code in which storage of flammable liquids in outside aboveground tanks is prohibited, are hereby defined as within the areas of Fire Zone (1) as established by the City.

Sec. 39.10.060. Establishment of Limits in Which Bulk Storage of Liquefied Petroleum Gases is Restricted. The limits referred to in Section 21.6a of the Fire Prevention Code, in which bulk storage of liquefied petroleum gas is restricted, are hereby established as within the area established as "Fire Zone One (1) and Fire Zone Two (2)" by the City.

Sec. 39.10.070. Amendments made in the Fire Prevention Code. The Fire Prevention Code is amended and changed as follows:

- (1) Article I, General Provisions, Section 1.9, Permits add paragraph (f) as follows:
 - (f) No permit of a non-temporary nature shall be valid unless approved by a majority of the members of the City Council. Any permit so approved shall bear the signature of the Mayor.
- (2) Article 11, Exit Ways Maintenance of, Section 11.2, Marking of Exit Ways, paragraph (a) is amended by changing the number of persons in the first line from "100" to "50".
- (3) Article 12, Section 12.1, paragraph (b) (5); Change 1,000 small arms primers to 10,000 small arms primers.
- (4) Article 14, Fire Protection Equipment, Section 14.4; Sprinklers required in Basements, paragraph (a) is amended by changing the number of square feet in the second line from "2,500" to "1,500".
- (5) Article 16, Flammable and Combustible Liquids, Division V, Bulk Plants, Section 16.51, Location, is amended to read:

"No new bulk plants shall be constructed within the limits of the City of Wrangell unless the location has been approved by the City Planning & Zoning Commission, the Bureau of Fire Prevention, and the Mayor.
- (6) Omit Section 24.3.
- (7) Article 29, Section 29.1 Permit Required is amended to read:

"Section 29.1 Permit Required. No tent for assembly shall be erected, maintained, operated or used without a permit."

(8) Article 30, Section 30.3 - Permit Required for Welding or Cutting, add the following to (b):

(3) Where individual cylinders or manifolds or both, and the aggregate nominal gas capacity of all cylinders in use or connected for use, not exceeds 750 cubic feet.

(9) Article 31, List of Standards and Publications is amended by adding Uniform Building Code by International Conference of Building Officials, 50 South Los Robles, Pasadena, California 91101.

Sec. 39.10.080. Modifications. The Chief of the Bureau of Fire Prevention shall have power to modify any of the provisions of the Fire Prevention Code upon application in writing by the owner or lessee, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed public safety secured, and substantial justice done. The particulars of such modifications when granted or allowed and the decision of the Chief of the Bureau of Fire Prevention thereon shall be entered upon the records of the department and a signed copy shall be furnished the applicant. No exceptions or modifications to the requirements of the code of a permanent or continuing nature shall be granted unless such exceptions or modifications are more stringent than the code, or, if less stringent, unless approved by a majority of the members of the City Council.

Sec. 39.10.090. Appeals. Wherever the Bureau of Fire Prevention shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply, or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief to the Council of the City of Wrangell within 30 days from the date of the decision appealed. The Council shall hear the appeal within 21 days of receipt of the appeal. An appeal shall not act to stay a legal order issued by the Bureau of Fire Prevention under the provisions of Sections 1.5 and 1.6 of the code if the order states than an extreme hazard exists.

Sec. 30.10.100. New Materials, Processes or Occupancies which may Require Permits. The Bureau of Fire Prevention and the Building Code Enforcement Officer of the City shall act as the committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies, which shall require permits, in addition to those not enumerated in said code. The Chief of Fire Prevention shall post such list in a conspicuous place in his office and distribute copies thereof to interested persons.

Sec. 39.10.110. Penalties. Any person, firm, co-partnership or corporation violating any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof, shall be fined not more than three hundred (300) dollars and imprisoned for not more than thirty (30) days, or both.

The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

CITY OF WRANGELL, ALASKA
Ordinance No. 222

AN ORDINANCE REGULATING THE CONSTRUCTION, RECONSTRUCTION, ADDITION, ENLARGEMENT, CONVERSION, EQUIPMENT, USE AND MAINTENANCE OF ALL ELECTRICAL WIRING AND DEVICES WITHIN AND WITHOUT ALL BUILDING AND STRUCTURES IN THE CITY OF WRANGELL, ALASKA AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Adoption of Sections. The following annexed sections, Sec. 18.20.010 through 18.20.020 inclusive, are hereby adopted as a part of this ordinance and Title 18 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED May 13th, 1969.

Richard B. Nelson
Mayor

ATTEST Joyce Gasla
Clerk

Published May 22, 1969

CITY OF WRANGELL CODE

TITLE 18. BUILDING REGULATIONS

Chapter - Section

20 Electrical Code

18.20.010 Electrical Code Adopted

18.20.020 Violations a Misdemeanor

Chapter 20 - Electrical Code

Sec. 18.20.010. Electrical Code Adopted. For the purpose of regulating the construction, reconstruction, addition, enlargement, conversion, equipment, use and maintenance of all electrical wiring and devices within and without all buildings and structures within the City of Wrangell there is hereby adopted, as the Electrical Code of the City that certain compilation of rules and regulations prepared and published by the National Fire Protection Association, a nationally recognized technical trade association, which compilation is entitled "National Electrical Code 1965" and five (5) copies each of which has been filed in the office of the Clerk for public use, inspection and examination and which compilation, is hereby made a part hereof as if fully set forth herein, subject only to the following enumerated additions and deletion.

- (A) After Article 348-2 add the following subsection:
348-3. Approved rigid conduit or electric metallic tubing shall be required for the installation of all wiring of basements of new buildings and the installation of new wires in basements of old buildings or additions thereto in all buildings of any occupancy classification except "I" or "J".
- (B) Add to Article 230-70, paragraph (g) "except a master disconnect switch shall be provided for all occupancy classifications except "I" or "J".
- (C) Permits and fees shall be required as provided and determined under Chapter 3 of the Uniform Building Code, 1967 Edition.
- (D) The installation of all underground electrical installations beneath city streets and sidewalks shall be by permission of the city engineer who shall be furnished a detailed scale drawing of the "as built" installations.

Sec. 18.20.020. Violations a Misdemeanor. Any person, firm, co-partnership or corporation violating any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than three hundred dollars (\$300.00) and imprisoned for not more than thirty (30) days, or both.

CITY OF WRANGELL, ALASKA
Ordinance No. 221

AN ORDINANCE REGULATING THE CONSTRUCTION, RECONSTRUCTION, ADDITION, ENLARGEMENT, CONVERSION, EQUIPMENT, USE AND MAINTENANCE OF ALL PLUMBING WITHIN BUILDING AND STRUCTURES IN THE CITY OF WRANGELL, ALASKA AND PROVIDING PENALTIES FOR THE VIOLATIONS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Adoption of Sections. The following annexed sections, Sec. 18.25.010 through 18.25.030 all inclusive, are hereby adopted as a part of this ordinance and Title 18 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED May 13th, 1969.

Richard B Nelson
Mayor

ATTEST

Jayne Gasler
Clerk

Published May 22, 1969

CITY OF WRANGELL CODE

TITLE 18. BUILDING REGULATIONS

Chapter - Section

25. Plumbing Code

18.25.010 Plumbing Code Adopted

18.25.020 Permits and Fees

18.25.030 Violations a Misdemeanor

Chapter 25 - Plumbing Code

Sec. 18.25.010. Plumbing Code Adopted. For the purpose of regulating the construction, reconstruction, addition, enlargement, conversion, equipment, use and maintenance of all plumbing within and without all buildings and structures and portions thereof within the City there is hereby adopted by reference, as the Plumbing Code of the City, that certain compilation of rules and regulations prepared and published by the American Society of Mechanical Engineers, which compilation is known as the "National Plumbing Code ASA A40.8-1955" and five (5) copies each of which have been filed with the office of the Clerk of the City for public use, inspection and examination and which compilation is hereby made a part hereof as if fully set forth herein, except that Section 205 is deleted.

Sec. 18.25.020. Permits and Fees. Permits and fees shall be required as provided under Chapter 3 of the Uniform Building Code, 1967 Edition.

Sec. 18.25.030. Violations a Misdemeanor. Any person, firm, co-partnership or corporation violating any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than three hundred (300) dollars and imprisoned for not more than thirty (30) days, or both.

CITY OF WRANGELL, ALASKA
Ordinance No. 220

AN ORDINANCE REGULATING THE ERECTION, CONSTRUCTION ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, CONVERSION, DEMOLITION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA AND MAINTENANCE OF BUILDINGS OR STRUCTURES IN THE CITY OF WRANGELL, ALASKA: PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE: AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Adoption of Sections. The following annexed sections, Sec. 18.10.010 through 18.10.020 all inclusive, are hereby adopted as a part of this ordinance and Title 18 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED May 13th, 1969.

Richard B. Nelson
Mayor

ATTEST Joyce Parker
Clerk

Published May 22, 1969

CITY OF WRANGELL CODE

TITLE 18. BUILDING REGULATIONS

Chapter - Section

10. Building Code

18.10.010 Uniform Building Code Adopted

18.10.020 Violations a Misdemeanor

Chapter 10 - Building Code

Sec. 18.10.010. Building Code Adopted. For the purpose of regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of all buildings and structures or portions thereof in the City, there is hereby adopted by reference, as the Building Code of the City, that certain compilation of rules and regulations prepared and published by the International Conference of Building Officials, a nationally recognized technical trade organization, which compilation is entitled "Uniform Building Code, 1967 Edition", Volume 1, five (5) copies of which have been filed in the office of the Clerk of the City for public use, inspection and examination and which compilation is hereby made a part hereof as if fully set forth herein, subject only to the following enumerated additions, deletions and changes:

- (A) Delete Section 205.
- (B) Delete Section 4505 (b) in its entirety. Substitute Section 4505 (b) as follows:

4505 (b) Projection and Clearance. The horizontal clearance between a marquee and the curb line shall be not less than six inches (6").

The marquee shall in no case be less than eight feet (8') above the ground, pavement or sidewalk below.
- (C) Delete Section 4505 (c).
- (D) Delete Chapter 13 and 14. There is hereby adopted by reference, as Chapter 15, Section H-101 through H-1002 of the Uniform Housing Code, 1964 Edition, prepared and published by the International Conference of Building Officials, which compilation is entitled "Uniform Housing Code, 1964 Edition", and five (5) copies each of which have been filed in the office of the Clerk of the City for public use, inspection and examination, and which sections H-101 through H-1002 are hereby made a part hereof as if fully set forth herein.
- (E) Change Section 420 by adding to the definition of structure: "and shall include earth, soil, rock, rubble or concrete fills where such fills are placed to reclaim land, create usable land, or to serve as the foundation of other structures, or where such fills are to be used as roadways, dikes, dams, or any water diversion purposes".

- (F) Section 204 of the Uniform Building Code is hereby repealed and re-enacted to read:

In order to determine the suitability of alternate materials and types of construction and to provide for reasonable interpretations of the provisions of this Code, there shall be and is hereby created a Board of Appeals, consisting of the Mayor and the Council. The Board shall adopt reasonable rules and regulations for conducting its investigations and shall render all decisions and findings in writing to the Building Official with a duplicate copy to the appellant.

- (G) For the purpose of providing a reasonable degree of safety for persons living and sleeping in apartment houses and hotels through providing for alterations to such existing buildings as do not conform to the minimum safety requirements of the Uniform Building Code, there is hereby adopted in its entirety the Appendix of the Uniform Building Code, Volume 1 of the 1967 Edition.

1. Delete Section S-103(d).
2. Fee to correspond with Sec. 303 of Uniform Building Code, Volume 1.

Sec. 18.10.020. Violations a Misdemeanor. Any person, firm, co-partnership or corporation violating any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than three hundred dollars (\$300.00) and imprisoned for not more than thirty (30) days, or both.

CITY OF WRANGELL, ALASKA
Ordinance No. 219

AN ORDINANCE ESTABLISHING COMPREHENSIVE ZONING REGULATIONS FOR THE CITY OF WRANGELL, ALASKA, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT AND AMENDMENT THEREOF IN ACCORDANCE WITH THE PROVISIONS OF ALASKA STATUTES, TITLE 29, CHAPTER 10, ARTICLE 5, DEFINING OFFENSES AND PRESCRIBING PENALTIES FOR THEIR VIOLATION, ESTABLISHING AN EFFECTIVE DATE, AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided by the ordinances of the City, and shall take effect one month after final passage and publication.

Sec. 4. Conflicting Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections of this ordinance, bearing Wrangell Code number sections. Title 95, Chapter 10, and specifically numbers 95.05.010 through 95.80.020 both inclusive are hereby adopted as part of this ordinance and part of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED: Jan 28, 1969.

Richard B Nelson
Mayor

1st Reading 1-15-69

2nd Reading 1-28-69

3rd Reading 1-28-69

Attest

Jayce Roeder
Clerk

CITY OF WRANGELL CODE

TITLE 95. ZONING & PLANNING

Chapter - Section

05. General Provisions

- 95.05.010 Authority
- 95.05.020 Purposes
- 95.05.030 Zoning Commission
- 95.05.040 Zones
- 95.05.050 Basis and Purpose of Zones
- 95.05.060 Report of Commission, Hearings
- 95.05.070 Short Title
- 95.05.080 Effective Date
- 95.05.090 Period of Effectiveness

10. Application of Regulations

- 95.10.010 Minimum Uniform Application
- 95.10.020 Land Use Requirements
- 95.10.030 Structure Requirements
- 95.10.040 Yard Use Limitations
- 95.10.050 Yard Area Requirements
- 95.10.060 Building Locations
- 95.10.070 Conflicts

15. Establishment of Zones -- Zoning Map

- 95.15.010 Adoption of Zones and Zoning Map
- 95.15.020 Adoption of Regulations
- 95.15.030 Map Changes
- 95.15.040 Map Replacement

20. Rules For Interpretation

- 95.20.010 Zone Boundaries
- 95.20.020 Permitted Uses

25. Existing Uses and Structures (Non-conforming Uses)

- 95.25.010 Definition
- 95.25.020 Intent
- 95.25.030 Non-conforming lots of record.
- 95.25.040 Non-conforming structures
- 95.25.050 Non-conforming uses of structures
- 95.25.060 Non-conforming uses of land
- 95.25.070 General Provisions
- 95.25.080 Exceptions -- Junk Storage

Chapter - Section

- 30. RL Zone - Low Density Residential
 - 95.30.010 Intent
 - 95.30.020 Principal Uses Permitted
 - 95.30.030 Accessory Uses Permitted
 - 95.30.040 Conditional Uses
 - 95.30.050 Development Requirements

- 31. RM Zone - Medium Density Residential
 - 95.31.010 Intent
 - 95.31.020 Principal Uses Permitted
 - 95.31.030 Accessory Uses Permitted
 - 95.31.040 Conditional Uses
 - 95.31.050 Development Requirements

- 32. AR Zone - Apartment Residential
 - 95.32.010 Intent
 - 95.32.020 Principal Uses Permitted
 - 95.32.030 Accessory Uses Permitted
 - 95.32.040 Conditional Uses
 - 95.32.050 Development Requirements

- 33. C Zone - Commercial
 - 95.33.010 Intent
 - 95.33.020 Principal Uses Permitted
 - 95.33.030 Accessory Uses Permitted
 - 95.33.040 Development Requirements

- 34. IG Zone - General Industrial
 - 95.34.010 Intent
 - 95.34.020 Principal Uses Permitted
 - 95.34.030 Accessory Uses Permitted
 - 95.34.040 Development Requirements

- 35. IL Zone - Light Industrial
 - 95.35.010 Intent
 - 95.35.020 Principal Uses Permitted
 - 95.35.030 Accessory Uses Permitted
 - 95.35.040 Development Requirements

- 36. IH Zone - Heavy Industrial
 - 95.36.010 Intent
 - 95.36.020 Principal Uses Permitted
 - 95.36.030 Accessory Uses Permitted
 - 95.36.040 Development Requirements

Chapter - Section

- 40. Supplementary Zone Regulation
 - 95.40.010 Essential Services
 - 95.40.020 Zoning of Annexed Lands
 - 95.40.030 Yards for Corner Lots
 - 95.40.040 Yards Where Commercial and Industrial Zones Abut a Residential Zone
 - 95.40.050 Yards of Waterfront Properties
 - 95.40.060 Setbacks from Major Roads
 - 95.40.070 Yard Requirements for Accessory Structures
 - 95.40.080 Erection of More than One Principal Structure on a Lot
 - 95.40.090 Sight Obstruction on Corner Lots in Residential Zones
 - 95.40.095 Distance Between Buildings on a Lot

- 45. Signs and Advertising Devices
 - 95.45.010 General Requirements
 - 95.45.020 Signs Permitted in Residential Zones
 - 95.45.030 Signs Permitted in Commercial and Industrial Zones
 - 95.45.040 Elimination of Non-Conforming Signs

- 50. Off-Street Parking and Loading Requirements
 - 95.50.010 Site Plan Submission
 - 95.50.020 Joint Parking Areas
 - 95.50.030 Location of Parking
 - 95.50.040 Design Standards
 - 95.50.050 Interpretation of Space Requirements
 - 95.50.060 Off-Street Parking
 - 95.50.070 Exception to this Section - Public Parking Lots
 - 95.50.080 Off-Street Loading

- 55. Administration, Enforcement and Penalties
 - 95.55.010 Administration
 - 95.55.020 Certificate of Zoning Compliance
 - 95.55.030 Complaints Regarding Violations
 - 95.55.040 Penalties For Violation

- 60. Conditional Use Permits (Planning Commission)
 - 95.60.010 Intent
 - 95.60.020 Conditions
 - 95.60.030 Procedure

Chapter - Section

- 65: Variances and Appeals (Board of Adjustment)
 - 95.65.010 Appeals from Decisions of the Zoning Administrator and Planning Commission
 - 95.65.020 Procedure
 - 95.65.030 Variances

- 70. Appeal to Superior Court
 - 95.70.010 Appeal to Superior Court. An appeal

- 75. Amendments
 - 95.75.010 Amendements
 - 95.75.020 Procedure

- 80. Definitions
 - 95.80.010 General Interpretation
 - 95.80.020 Specific Definitions

CITY OF WRANGELL

ORDINANCE NO. _____

AN ORDINANCE ESTABLISHING COMPREHENSIVE ZONING REGULATIONS FOR THE CITY OF WRANGELL, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT AND AMENDMENT THEREOF IN ACCORDANCE WITH THE PROVISIONS OF TITLE. 29, CHAPTER 10, ARTICLE 5, ALASKA STATUTES, AND FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH.

Sec. 95.05.010. Authority. Title 29, Chapter 10, Article 5, Alaska Statutes empowers the City of Wrangell to enact a zoning ordinance and to provide for its administration, enforcement, and amendment.

Sec. 95.05.020. Purposes. The City Council deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to enact this ordinance.

Sec. 95.05.030. Zoning. The City Council, pursuant to the provisions of AS 29.10.207, has appointed a Planning Commission to recommend the boundaries of the various zones appropriate regulations to be enforced therein, and hereby appoints and constitutes the members thereof to the Zoning Commission which Commission shall hereafter be entitled the Zoning and Planning Commission and hereinafter called "Commission".

Sec. 95.05.040. Zones. The Commission has divided the City into zones and has prepared a zoning map and regulations pertaining to such zones in accordance with a comprehensive plan designed to lessen congestion in the streets; to secure safety from fire, panic and other dangers; to promote health and the general welfare; to provide adequate light and air; to prevent the overcrowding of land; to facilitate the adequate provision of transportation, water, sewerage, schools, parks, and other public requirements.

Sec. 95.05.050. Basis and Purpose of Zones. The Commission has give reasonable consideration, among other things, to the character of the zones and their suitability for particular uses, with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the City.

Sec. 95.05.060. Report of Commission, Hearings. The Commission has made a preliminary report and held public hearings thereon, pursuant to notice, and submitted its final report to the City Council, and the City Council has given due public notice of hearings relating to zones, regulations, and restrictions, and has held such public hearings, and all requirements of the Alaska Statutes, with regard to the preparation of the report of the Commission and the subsequent action of the City Council have been met.

Sec. 95.05.070. Short Title. This ordinance shall be known and may be cited as the Zoning Ordinance of the City of Wrangell, Alaska.

Sec. 95.05.080. Effective Date. This ordinance and the Official Zoning Map which is a part of this ordinance become effective one month after date of posting. At such time all ordinances in conflict herewith shall be repealed.

Sec. 95.05.090. Period of Effectiveness. This ordinance shall remain in force until repealed.

Chapter 10. Application of Regulations.

Sec. 95.10.010. Minimum Uniform Application. The regulations set by this ordinance within each zone shall be minimum regulations and shall apply uniformly to each class or kind of structure or land and, particularly, except as hereinafter provided:

Sec. 95.10.020. Land Use Requirements. No building or land shall hereafter be used or occupied and no building or part thereof shall be erected, moved, or altered unless in conformity with the regulations herein specified for the zone in which it is located.

Sec. 95.10.030. Structure Requirements. No structure shall hereafter be erected or altered:

1. To exceed the height;
2. To accommodate or house a greater number of families;
3. To occupy a greater percentage of lot area; or
4. To have narrower or smaller rear yard, front yard or side yard than is specified herein for the zone in which such building is located.

Sec. 95.10.040. Yard Use Limitations. No yard or other open space provided about any building for the purpose of complying with the provisions of this ordinance shall be considered as providing a yard or open space for any other building, and no yard or open space on one lot shall be considered as providing a yard or open space on any other lot.

Sec. 95.10.050. Yard Area Requirements. No yard or lot existing at the time of passage of this ordinance shall be reduced in size or area below the minimum requirements set forth herein. Yards or lots created after the effective date of this ordinance shall meet at least the minimum requirements established by this ordinance.

Sec. 95.10.060. Building Locations. Every building hereafter erected shall be located on a lot as herein defined. If it is located on two or more legally subdivided lots, the building may straddle an interior lot line. However, all other regulations shall apply as though the parcel of lots concerned were a single lot.

Sec. 95.10.070. Conflicts. Wherever there is a conflict between this ordinance and other ordinances pertaining to the regulation of property within the City, the most restrictive regulation shall apply.

Chapter 15. Establishment of Zones
and Provision for Official
Zoning Map

Sec. 95.15.010. Adoption of Zones and Zoning
Map. The City of Wrangell is hereby divided into the
following zones:

Low Density Residential

Medium Density Residential

Apartment Residential

Commercial

General Industrial

Light Industrial

These zones shall be bounded and defined as shown on the Official Zoning Map, a certified copy of which shall be kept in the office of the Zoning Administrator. This Official Zoning Map, together with all explanatory matter thereon, is hereby adopted by reference and declared to be a part of this ordinance.

Sec. 95.15.020. Adoption of Regulations. Regulations applying to each zone as set forth in the following sections of this ordinance and all other requirements of this ordinance are hereby adopted.

Sec. 95.15.030. Map Changes. No changes of any nature shall be made in the Official Zoning Map or matter shown thereon except in conformity with the procedures set forth in this ordinance. Any unauthorized change of whatever kind by any person or persons shall be considered a violation of this ordinance and punishable as provided under Section 95.55.040 of this ordinance.

Regardless of the existence of purported copies of the Official Zoning Map, which may from time to time be made or published, the Official Zoning Map, located in the

office of the Zoning Administrator, shall be the final authority as the current zoning status of land and water areas, buildings, and other structures in the City:

The Official Zoning Map shall be identified by the date and the signature of the Mayor and the seal of the City of Wrangell under the following words: "This is to certify that this is the Official Zoning Map referred to in Section 95.20 of Ordinance No. _____ of the City of Wrangell, Alaska."

Sec. 95.15.040. Map Replacement. In the event that the Official Zoning Map becomes damaged, destroyed, lost, or difficult to interpret because of the nature or number of changes and additions, the Commission may by resolution adopt a new Official Zoning Map which shall supersede the prior Official Zoning Map. The new Official Zoning Map may correct drafting or other errors or omissions in the prior Official Zoning Map, but no such correction shall have the effect of amending the original zoning ordinance or any subsequent amendment thereof. The new Official Zoning Map shall be identified by date and the signature of the Mayor, and shall bear the seal of the City of Wrangell under the following words: "This is to certify that this Official Zoning Map supersedes and replaces the Official Zoning Map adopted (date of adoption of map being replaced) as part of Ordinance No. _____ of the City of Wrangell, Alaska."

Chapter 20. Rules for Interpretation

Sec. 95.20.010. Rules for Interpretation of Zone Boundaries. Where uncertainty exists as to the boundaries of zones as shown on the Official Zoning Map, the following rules shall apply:

1. Boundaries indicated as approximately following the center lines of streets, highways, or alleys shall be construed to follow such lines;
2. Boundaries indicated as approximately following platted lot lines shall be construed as following such lot lines;
3. Boundaries indicated as approximately following City limits shall be construed as following City limits;
4. Boundaries indicated as following shore lines shall be construed to follow such shore lines. Boundaries indicated as approximately following the center lines of creeks shall be construed to follow such center lines. In the event of change of shore line or center line of a creek, the zone boundary shall be construed as moving with the actual shore line or creek.
5. Boundaries indicated as parallel to or extensions of features indicated in subsections 1 through 4 above shall be so construed. Distances not specifically indicated on the Official Zoning Map shall be determined by the scale of the map;
6. The zoning regulations shall apply equally to private and public property.
7. Property which has not been specifically included within a zone shall be classified as Low Density Residential until such classification is changed by amendment to the Zoning Ordinance as provided by law.
8. Where any public street or alley is officially vacated or abandoned, the regulations applicable to each parcel of abutting property shall apply to that portion of such street or alley added thereto by virtue of such vacation.

9. Where existing physical features or the street or property layout is at variance with the Official Zoning Map, or in other questions of map interpretation not covered by subsections 1 through 8 above, the Board of Adjustment shall interpret the zone boundaries.

Sec. 95.20.020, Rules for Interpretation of Permitted Uses,

1. The express enumeration and authorization of a particular class of building, structure, or use in a designated zone shall be deemed a prohibition of such building, structure, or use in all other zones unless otherwise specified.
2. In case of reasonable doubt as to whether a use is permitted in a specific zone, the Zoning Administrator shall rule as to the intent and meaning of this ordinance. When it is alleged that there is an error in the Zoning Administrator's interpretation of the ordinance, the Commission shall rule. If the Commission upholds the decision of the Zoning Administrator, appeals from this decision may be made to the Board of Adjustment as per Section 95.65.010.
3. The zoning regulations shall apply equally to private and public property.

Chapter 25. Existing Uses and Structures
(Non-Conforming Uses)

Sec. 95.25.010. Definition. When a lot, structure or use legally exists prior to the adoption of this ordinance but does not meet the requirements of this ordinance, it shall be permitted to continue within the limits set forth in this Section. Under such circumstances it is said to have "non-conforming" status. There are three types of non-conforming status:

1. Non-conforming lots

The lot width or acreage is smaller than the minimum permitted in the zone in which it is located.

2. Non-conforming structures

The structure is designed to accommodate a non-conforming use or fails to meet yard, coverage, height or other development requirements established for the zone in which it is located.

3. Non-conforming uses of land and/or structures

The use to which land and/or structures is being put is not a principal, accessory or conditional use permitted in the zone in which it is located, and is not otherwise permitted in this ordinance.

Sec. 95.25.020. Intent. Within the zones established by this ordinance and any future amendments there exist lots, structures, and uses of land and structures which were lawful before this ordinance was passed or amended, but which would be prohibited under the terms of this ordinance or future amendments.

It is the intent of this ordinance to permit these non-conformities to continue until they are removed, but not to encourage their survival. Such uses are declared by this ordinance to be incompatible with permitted uses in the zones involved. It is further the intent of this ordinance that non-conformities shall not be enlarged upon, expanded nor extended, nor be used as grounds for adding other structures or uses prohibited elsewhere in the same zone.

Sec. 95.25.030. Non-Conforming Lots of Record.

In any zone in which single-family dwellings are permitted, notwithstanding limitations imposed by other provisions of this ordinance, a single-family dwelling and customary accessory buildings may be erected on any single lot of record at the effective date of adoption or amendment of this ordinance. Such lot must be in separate ownership and not of continuous frontage with other lots in the same ownership. This provision shall apply even though such lot fails to meet the requirements for area or width, or both, that are generally applicable in the zone, provided that yard dimensions and other requirements not involving area or width, or both, of the lot shall conform to the regulations for the zone in which such lot is located. Variance of yard requirements and of other development requirements except as specified above shall be obtained only through action of the Commission as provided in Section 95.60.010 of this ordinance.

If two or more lots or combinations of lots and portions of lots with continuous frontage in single ownership are of record at the time of passage or amendment of this ordinance, and if all or part of the lots do not meet the requirements for lot width and area as established by this ordinance, the lands involved shall be considered to be an undivided parcel for the purposes of this ordinance, and no portion of said parcel shall be used or sold which does not meet lot width and area requirements established by this ordinance, nor shall any division of the parcel be made which leaves remaining any lot with width or area below the requirements stated in this ordinance.

Sec. 95.25.040. Non-Conforming Structures. Where a lawful structure exists at the effective date of adoption or amendment of this ordinance that could not be built under the terms of this ordinance by reason of restrictions on area, lot coverage, height, yards, or other characteristics of the structure or its location on the lot, such structure may be continued so long as it remains otherwise lawful, subject to the following provisions:

1. No such structure may be enlarged or altered in a way which increases its non-conformity;
2. Should such structure be destroyed by any means to an extent of more than 50 per cent of its replacement cost at time of destruction, it shall not be reconstructed except in conformity with the provisions of this ordinance;

3. Should such structure be moved for any reason for any distance whatever, it shall thereafter conform to the regulations for the zone in which it is located after it is moved.

Sec. 95.25.050. Non-Conforming Uses of Structures.

If a lawful use of a structure, or of structure and premises in combination, exists at the effective date of adoption or amendment of this ordinance, said use may be continued so long as it remains otherwise lawful, subject to the following provisions:

1. No existing structures devoted to a use not permitted by this ordinance in the zone in which it is located shall be enlarged, extended, constructed, reconstructed, moved, or structurally altered except in changing the use of the structure to a use permitted in the zone in which it is located.
2. Any non-conforming use may be extended throughout any parts of a building which were manifestly arranged or designed for such use at the time of adoption or amendment of this ordinance, but no such use shall be extended to occupy any land outside such building;
3. If no structural alterations are made, any non-conforming use of a structure, or structure and premises, may be changed to another non-conforming use provided that the Commission shall find that the proposed use is equally appropriate or more appropriate to the zone than the existing non-conforming use. In permitting such change, the Commission may require appropriate conditions and safeguards in accord with the provisions of this ordinance;
4. Any structure, or structure and land in combination, in or on which a non-conforming use is superseded by a permitted use, shall thereafter conform to the regulations for the zone in which such structure is located, and the non-conforming use may not thereafter be resumed;

5. When a non-conforming use of a structure, or structure and premises in combination, is discontinued or abandoned for 24 consecutive months, the structure, or structure and premises in combination, shall not thereafter be used except in conformance with the regulations of the zone in which it is located;
6. Where non-conforming use status applies to a structure and premises in combination, removal or destruction of the structure shall eliminate the non-conforming status of the land.

Sec. 95.25.060. Non-Conforming Uses of Land.

Where, at the effective date of adoption or amendment of this ordinance, lawful use of land exists that is made no longer permissible under the terms of this ordinance as enacted or amended, such use may be continued so long as it remains otherwise lawful, subject to the following provisions:

1. No such non-conforming use shall be enlarged or increased, nor extended to occupy a greater area of land than was occupied at the effective date of adoption or amendment of this ordinance;
2. No such non-conforming use shall be moved in whole or in part to any other portion of the lot or parcel occupied by such use at the effective date of adoption or amendment of this ordinance;
3. If any such non-conforming use of land ceases for any reason for a period of more than 30 days, any subsequent use of such land shall conform to the regulations specified by this ordinance for the district in which such land is located.

Sec. 95.25.070. General Provisions.

1. Construction begun prior to passage of the ordinance

To avoid undue hardship, nothing in this ordinance shall be deemed to require a change in the plans, construction, or designated use of any building on which actual construction was lawfully begun prior

to the effective date of adoption or amendment of this ordinance and upon which actual building construction has been diligently carried on. Actual construction is hereby defined to include the placing of construction materials in permanent position and fastened in a permanent manner, and demolition, elimination, and removal of an existing structure in connection with such construction, provided that actual construction work shall be diligently carried on until the completion of the building involved.

2. Conditional Uses

Any use for which a conditional use permit is granted as provided in Section 95.60.010 of this ordinance shall not be deemed a non-conforming use, but shall without further action be deemed a conforming use in such zone.

3. Repairs and maintenance

On any non-conforming structure or on any building devoted in whole or in part to any non-conforming use, work may be done in any period of 12 consecutive months on ordinary repairs, or on repair or replacement of non-bearing walls, fixtures, wiring or plumbing, to an extent not exceeding 25 percent of the current replacement value of the building provided that the cubical content of the building as it existed at the time of passage or amendment of this ordinance shall not be increased.

Sec. 95.25.080. Exception of this Section - Outside Storage of Junk. Notwithstanding the provisions of this section, no junked vehicle or junk shall be stored outside and no junk or wrecking yard shall be maintained in a location which is visible from a major road as defined in Section 95.80.020 unless it is screened from view by a sight-obscuring fence of good appearance or ledge of good appearance.

Chapter 30. RL Zone - Low Density Residential Zone

Sec. 95.30.010. Intent. The Low Density Residential Zone is intended to provide for the development of stable and attractive residential districts occupied principally by homes built upon large lots.

Sec. 95.30.020. Principal Uses Permitted.

1. One and two family dwellings.
2. Public parks and playgrounds.

Sec. 95.30.030. Accessory Uses Permitted.

1. Private garages and required off-street parking.
2. Greenhouses and tool sheds.
3. Home occupations as defined in Section 95.80.020.
4. Private docks, moorage, boat houses and net houses.
5. Uses and structures which are customarily accessory and clearly subordinate to permitted uses.

Sec. 95.30.040. Conditional Uses. Uses which may be permitted by action of the Commission under the conditions and procedure specified in Section 95.80.010.

1. Public and private elementary and secondary schools and colleges.
2. Nursery schools, private kindergartens and child care centers.
3. Public buildings and structures.
4. Hospitals, sanitariums, homes for the aged, nursing homes, convalescent homes.
5. Churches and cemeteries.
6. Radio and television transmitters or towers.

7. Trailer courts subject to the requirements of Ordinance No. 194 as well as the requirements of this ordinance.

Sec. 95.30.050. Development Requirements.

1. Minimum lot area - 7,500 square feet.
2. Minimum lot width - 75 feet.
3. Minimum yards:
 - a. Front yard - 20 feet, provided that, in addition, setbacks from major roads shall be as specified in Section 95.40.060.
 - b. Side yards 10 feet, provided that the minimum side yard on the street side of a corner lot shall be 20 feet.
 - c. Rear yard - 25 feet.
4. Maximum lot coverage:
 - a. Single family structures - 25%
 - b. Duplexes - 30%
5. Maximum height - 2 1/2 stories or 25 feet
6. Off-street parking shall be as stated in Chapter 95.50.
7. Other development requirements shall be as stated in Chapter 95.40.

Chapter 31. RM Zone - Medium Density Residential Zone

Sec. 95.31.010. Intent. The Medium Density Residential Zone is intended to provide for the development of stable and attractive residential districts occupied principally by homes built upon medium sized lots.

Sec. 95.31.020. Principle Uses Permitted.

1. One and two family dwellings
2. Public parks and playgrounds

Sec. 95.31.030. Accessory Uses Permitted.

1. Private garages and required off-street parking.
2. Greenhouses and tool sheds.
3. Home occupations as defined in Section 95.80.020.
4. Private docks, moorage, boat houses and net houses.
5. Uses and structures which are customarily accessory and clearly subordinate to permitted uses.

Sec. 95.31.040. Conditional Uses. Uses which may be permitted by action of the Commission under the conditions and procedure specified in Chapter 95.80.

1. Public and private elementary and secondary schools and colleges.
2. Nursery schools, private kindergartens and child care centers.
3. Public buildings and structures.
4. Hospitals, sanitariums, homes for the aged, nursing homes, convalescent homes.
5. Churches and cemeteries.
6. Radio and television transmitters or towers.
7. Other development requirements shall be as stated in Chapter 95.40.

Sec. 95.31.050. Development Requirements.

1. Minimum lot area - 5,000 square feet, provided that where public water and sewer service are not available the minimum lot area shall be 15,000 square feet.
2. Minimum lot width - 50 feet at set back, provided that where public water and sewer service is not available, the minimum lot width shall be 100 feet.
3. Minimum yards:
 - a. Front yard - 20 feet, provided that, in addition, setbacks from major roads shall be as specified in Section 95.40.
 - b. Side yards - 7 feet, provided that the minimum side yard on the street side of a corner lot shall be 20 feet.
 - c. Rear yard - 20 feet.
4. Maximum lot coverage - 35%, provided that where public water and sewer service are not available, the maximum lot coverage shall be 30%.
5. Maximum height - 2 1/2 stories or 25 feet
6. Off-street parking shall be as stated in Chapter 95.50.
7. Other development requirements shall be as stated in Chapter 95.40.

Chapter 32. Apartment Residential
Zone - AR Zone

Sec. 95.32.010. Intent. The Apartment Residential Zone is intended to provide for the development of higher density residential districts located conveniently to shopping and places of employment. It is intended that this district shall be occupied principally by apartment structures and by single family and duplex structures on smaller lots. A number of non-residential uses have been permitted as conditional uses in this zone. Such uses have been included on the basis of whether or not they are compatible with the close-in, densely developed, predominantly residential character of this zone. For instance, uses requiring large sites and some degree of isolation such as elementary schools and hospitals are not permitted in this zone; whereas, homes for the aged and boarding and rooming houses are included as conditional uses.

Sec. 95.32.020. Principal Uses Permitted.

1. One and two family dwellings including one and two trailers on single lots.
2. Multi-family structures
3. Public parks and playgrounds

Sec. 95.32.030. Accessory Uses Permitted. Uses and structures which are clearly incidental and subordinate to principal uses permitted and which will not create a nuisance or hazard.

Sec. 95.32.040. Conditional Uses. Uses which may be permitted by action of the Commission under the conditions and procedure specified in

1. Office buildings
2. Governmental and civic buildings
3. Churches
4. Charitable institutions
5. Trailer courts subject to the requirements of Ordinance No. 194 as well as the requirements of this ordinance.

6. Mortuaries
7. Private clubs, lodges and halls except those whose chief activity is customarily carried on as a business
8. Homes for the aged
9. Boarding and rooming houses
10. Commercial parking lots
11. Nursery schools, private kindergartens and child care centers for pre-elementary school children.

Sec. 95.32.050. Development Requirements.

1. Minimum lot area - 5,000 square feet provided that where public water and sewer service are not available, the minimum lot area shall be 15,000 square feet.
2. Minimum square feet per dwelling unit within the lot:

<u>Stories</u>	<u>Square Feet Per Unit</u>	<u>On a 5,000 sq. ft. lot this allows</u>
1	1,000	5 units
2	800	6 units

3. Minimum lot width - 50 feet, provided that where public water and sewer service are not available the minimum lot width shall be 100 feet.
4. Minimum yards:
 - a. Front yard - 15 feet, provided that, in addition, setbacks from major roads shall be as specified in Chapter 95.40.
 - b. Side yards - 5 feet, provided that, the minimum side yard on the street side of a corner lot shall be 15 feet.
 - c. Rear yard - 15 feet.

Chapter 33. C Zone - Commercial Zone

Sec. 95.33.010. Intent. The Commercial Zone is intended to provide for an area with a broad range of commercial establishments. Uses are regulated to concentrate commercial development as far as possible and to prevent any uses which would have an adverse effect upon nearby properties.

Sec. 95.33.020. Principal Uses Permitted.

- (a) Retail and wholesale businesses
- (b) Business and professional offices
- (c) Banks
- (d) Barber and beauty shops, laundries and other consumer services
- (e) Restaurants, cafes and bars
- (f) Theaters and assembly halls
- (g) Clubs, lodges, fraternal organizations and union halls
- (h) Hotels and motels
- (i) Governmental and civic buildings
- (j) Multi-family dwellings, dormitories and rooming and boarding houses

Sec. 95.33.030. Accessory Uses Permitted.

Uses and structures which are clearly incidental and subordinate to principal uses permitted and which will not create a nuisance or hazard.

Sec. 95.33.040. Development Requirements.

Lot, yard, and height regulation - none except as necessary to provide required off-street parking and to meet requirements specified in Section 95.40.

Maximum lot coverage - No requirement except that where public water and sewer service are not available, maximum lot coverage shall be 30%.

No stores or businesses shall involve any kind of manufacture, compounding, processing or treatment of products where such operations are objectionable to odor, noise, dust, smoke, vibrations or similar nuisances.

Off-street parking and loading requirements shall be as specified in Chapter 95.50.

All open storage visible from a major street shall be screened from view by a sight obscuring fence or hedge of good appearance.

Other development requirements shall be as stated in Chapter 95.40.

Chapter 34. IG Zone - General
Industrial Zone

Sec. 95.34.010. Intent. The General Industrial Zone is intended to provide for an area with a broad range of industrial establishments. Development requirements are intended to provide for a safe and slightly environment and to allow adequate space for off-street parking, storage and expansion. Residential construction is limited in this zone because it is intended that land in this zone be reserved for primarily industrial purposes.

Sec. 95.34.020. Principal Uses Permitted.

1. All uses permitted in the Commercial Zone.
2. Docks and wharfs
3. Transportation and transshipment facilities.
4. Warehouses and storage
5. Lumber mills and log storage
6. Fish processing plants
7. Marinas, small boat harbors, and other facilities for boat storage and repair.
8. Manufacturing, fabricating, assembling and storage
9. Dwellings for a watchman, caretaker or owner-operator of a plant within the Industrial Zone.

Sec. 95.34.030. Accessory Uses Permitted. Uses and structures which are clearly incidental and subordinate to principal uses permitted and which will not create a nuisance or hazard.

Sec. 95.34.040. Development Requirements.

1. Minimum lot area - 5,000 square feet
2. Minimum lot width - 50 feet

3. Yard and height regulations - none except as necessary to provide required off-street parking and to meet requirements specified in Chapter 95.40.
4. Maximum lot coverage - No requirement except that where public water and sewer service are not available maximum lot coverage shall be 60%.
5. Off-street parking and loading shall be as specified in Chapter 95.50.
6. Residential buffer - Whenever a General Industrial zone abuts or is separated by an alley from a residential zone, the use or building in the industrial zone shall be screened by a sight obscuring fence or hedge provided on the Industrial property.
7. Other development requirements shall be as stated in Chapter 95.40.

Chapter 35. IL Zone - Light
Industrial Zone

Sec. 95.35.010. Intent. The Light Industrial Zone is intended to provide for an area of water oriented light industrial and residential uses. Uses are regulated to protect residential uses from incompatible commercial and heavy industrial uses while, at the same time, permitting net and boat storage, warehousing and other light industrial uses which are characteristically combined with residential development in such waterfront areas. Development requirements are intended to protect areas without public sewers from contamination, and to allow space for storage, expansion and off-street parking.

Sec. 95.35.020. Principal Uses Permitted.

1. Docks and wharfs
2. Transportation and trans-shipment facilities
3. Warehouses and storage
4. Marinas, small boat harbors and other facilities for boat storage and repair
5. Manufacturing, fabricating, assembling, and storage of a light industrial nature meeting the development requirements stated herein.
6. One and two family dwellings including one and two trailers on single lots.
7. Multi-family structures, dormitories and rooming and boarding houses.
8. Public parks or playgrounds

Sec. 95.35.030. Accessory Uses Permitted. Uses and structures which are clearly incidental and subordinate to principal uses permitted and which will not create a nuisance or hazard.

Sec. 95.35.040. Development Requirements.

1. Minimum lot area - 5,000 square feet, provided that where public water and sewer service are not

available, the minimum lot area shall be 10,000 square feet.

2. Minimum lot width - 50 feet, provided that where public water and sewer services are not available, the minimum lot width shall be 75 feet.
3. Yard, coverage and height regulations - none except as necessary to provide required off-street parking and to meet requirements specified in Chapter 95.40.
4. Off-street parking and loading shall be as specified in Chapter 95.50.
5. No uses shall involve any kind of manufacture, compounding, processing or treatment of products where such operations are objectionable due to odor, noise, dust, smoke, vibrations or similar nuisances.
6. Other development requirements shall be as stated in Chapter 95.40.

Chapter 36. IH Zone - Heavy Industrial

Sec. 95.36.010. Tenant. The IH Zone is intended to provide for an area of heavy industrial use, and particularly to protect the existing uses of the existing lumber and chip manufacturing enterprise and reasonable expansion thereof, and by such provision to prevent such enterprise from operating as a non-conforming use and thereby cripple and prevent reasonable extension and expansion of its operations as may be necessary to its continued operations.

Sec. 95.36.020. Principal Uses Permitted. All lawful enterprises and uses, excepting manufacturing of chemical wood pulp involving noxious odors.

Sec. 9536.030. Accessory Uses Permitted. All uses and structures incidental and subordinate to principal uses permitted not involving noxious odors.

Sec. 95.36.040. Development Requirements. All land use and structures as may be required for permitted purposes are permitted.

Chapter 40. Supplementary Zone
Regulations

Sec. 95.40.010. Essential Services. Essential services as defined in Section 95.80.020 of this ordinance shall be permitted in all zones.

Sec. 95.40.020. Zoning of Annexed Lands. All territory which may hereafter be annexed to the city is hereby zoned Low Density Residential until otherwise classified by the order of annexation and by amendment to this ordinance as provided by law.

Sec. 95.40.030. Yards for Corner Lots. The minimum side yard on the street side of a corner lot shall be the same as the minimum front yard required for that zone.

Sec. 95.40.040. Yards Where Commercial and Industrial Zones Abut a Residential Zone. Where a Commercial or Industrial Zone abuts or is separated by an alley from a Residential Zone, uses within the Commercial or Industrial Zone shall provide yards which shall be the same as the rear yard required in the abutting Residential Zone.

Sec. 95.40.050. Yards of Waterfront Properties. No yard shall be required from lot lines which are in common with shorelines.

Sec. 95.40.060. Setbacks from Major Roads. Minimum yards required by this ordinance shall be in addition to a 30 foot setback from the center of all major roads as defined in Section 95.80.020 of this ordinance.

Sec. 95.40.070. Yard Requirements for Accessory Structures. Where yards are required accessory structures shall be subject to the same requirements as principal structures except as follows:

- (a) Covered but unenclosed carports not more than 1 story in height may extend into either side yard, but such structure shall not be closer than 3 feet to an adjoining lot.

(b) Unenclosed outside stairways, fire escapes, porches or landing places as well as cornices, canopies, eaves and other similar architectural feature not providing additional floor space may extend into a required yard except within 3 feet of any lot line.

(c) A detached accessory building may be permitted to occupy a rear yard, providing that no more than one-third of the total area of such rear yard shall be so occupied.

Sec. 95.40.080. Erection of More Than One Principal Structure on a Lot. In any zone more than one principal structure housing a permitted use may be erected on a single lot, provided that area, width and all other development requirements of the zone shall be met for each principal structure as though each structure were on an individual lot.

Sec. 95.40.090. Sight Obstruction on Corner Lots in Residential Zones. In all residential zones, within the triangular area formed by the two street rights-of-way adjoining the lot and an imaginary line drawn across the lot joining points on each right-of-way 20 feet from their intersection, nothing shall be erected, planted, placed or allowed to grow in a manner as materially to impeded vision between a height of 2 1/2 and 10 feet above the centerline grades of the intersecting streets.

Sec. 95.40.095. Distance Between Buildings on a Lot. No detached dwelling or other main building shall be less than 5 feet from any other detached dwelling or main building on the same building site.

Chapter 45. Signs and Advertising
Devices

Sec. 95.45.010. General Requirements.

1. A permit shall be obtained from the Zoning Administrator prior to the installation of any sign, nameplate, advertising sign or advertising structure excepting those less than four square feet in area. Construction and erection of signs shall be in accordance with this ordinance and with all other pertinent regulations.
2. Signs permitted under this section shall advertise only the business or activity engaged in on the immediate premises.
3. No sign shall be erected at any location where, by reason of the position, shape or color of such sign it may interfere with, obstruct the view of, or be confused with any authorized traffic sign, signal or device.
4. No sign other than public signs shall be placed within 10 feet of any intersection as measured from the nearest intersection of street right-of-way lines.
5. Flashing signs and intermittent illumination are permitted only in commercial and industrial zones.
6. In all residential zones, lighting shall be indirect and shielded from adjacent property.

Sec. 95.45.020. Signs Permitted in Residential
Zones.

1. Real Estate Signs:

One sign not exceeding eight square feet advertising only the sale, rental or lease of the building or premises on which it is maintained.

2. Signs Identifying Home Occupations:

One sign per use not exceeding six square feet in area. Such sign shall be no closer than 10 feet to

any property line or shall be flat against the building. No lighting is permitted.

3. Bulletin Boards:

Bulletin Boards used to display announcements of meetings to be held on the premises on which such boards are located shall be permitted for churches, schools, community centers and public, charitable or institutional uses. Unless otherwise permitted in the zone, such signs shall contain no more than 20 square feet in area; may be used as wall signs; may be used as ground signs when located a minimum of 10 feet from the street lot line; may be indirectly illuminated; and one such sign shall be permitted for each street frontage.

4. Construction Signs:

During construction, repair or alteration of a structure temporary signs which denote the architect, engineer, contractor or builder or which denote the name of the structure and its use or occupants-to-be may be placed within the required yard setbacks as ground, wall or roof signs. Each sign shall be 20 square feet or less in size and no more than one such sign shall be permitted for each architect, engineer, contractor, builder or denoting the name, use and occupants-to-be of the structure.

5. Signs Identifying other Permitted and Conditional Uses:

One sign per use not to exceed 20 square feet in the area for the purpose of identifying multi-family dwellings, clubs, professional offices and other similar uses. Such sign shall be no closer than 10 feet to any property line or shall be flat against the building.

6. Signs for Non-Conforming Uses:

A legal non-conforming use in a residential zone may have one sign per property, unlighted, and no larger than 20 square feet in area. Such signs shall be flat against the building or shall be located no closer than 10 feet to any property line.

7. Subdivision Signs:

Signs advertising the sale or lease of lots or buildings within new subdivisions of at least 2 1/2 acres are permitted providing they are non-illuminated or indirectly illuminated and do not exceed 50 square feet in area. Not more than one such sign shall be located at each major approach to the subdivision and the front, side and rear yard requirements applying to principal structures shall apply to the location of such signs. The display of such signs shall be limited to a period of two years. Prior to the expiration thereof the applicant may request an extension from the Commission. The sign shall be removed prior to the expiration of the two year period or extension thereof. If the sign has not been removed, the City may enter upon the premises upon which the sign is located and remove such sign at no liability to the City and at the expense of the owner.

8. Public Safety Signs:

Temporary private ground or wall signs exclusively relating to the safety of the public (e.g. no parking today, use covered walkway, do not enter, danger, loading zone) may be located as needed for public safety without limitation as to number, size or location so far as the requirements of this ordinance are concerned.

Sec. 95.45.030. Signs Permitted in Commercial and Industrial Zones.

1. Signs located flat against a building or a marquee.
2. One ground pole or projecting sign per property not to exceed 50 square feet in area provided that signs projecting beyond the lot line may be no closer than 6 inches from the curb line and must be at least 8 feet above the finished sidewalk grade.

Sec. 95,45.040. Elimination of Non-Conforming Signs. Signs which do not conform to the requirements of this ordinance shall be eliminated within 3 years from the date of passage of this ordinance.

Chapter 50. Off-Street Parking
and Loading Require-
ments

In all zones there shall be provided at the time of the construction of any main building or at the time of the alteration, enlargement or any change in use of any main building, permanently maintained off-street parking facilities for the use of occupants, employees or patrons of such building. It shall be the joint and several responsibility of the owner and/or occupant of any main building or structure to provide, and thereafter maintain minimum free off-street parking facilities as required below.

No existing parking area and no parking area provided for the purpose of complying with the provisions of this ordinance, shall hereafter be relinquished or reduced in any manner below the requirements herein established.

Sec. 95.50.010. Site Plan Submission. A site plan showing all parking and loading areas shall accompany all applications for building permits. Said plan shall show dimensions of spaces, curb cuts and other information necessary to determine compliance with the provisions of this ordinance. The City Administrator shall approve or reject the site plan on the basis of compliance with the requirements of this ordinance. No certificate of zoning compliance and building permit shall be issued unless the parking site plan is approved.

Sec. 95.50.020. Joint Parking Areas. Where there is more than one use in a single structure or on a site (e.g. doctor, attorney, and retail store) or two or more separate instances of the same use, off-street parking requirements shall be the sum of the requirements for the various uses provided, however, that where two or more uses provide a single joint parking area, and their total required spaces totals 20 or more, the minimum requirement will be 75% of the sum of the requirements for the various uses computed separately.

Sec. 95.50.030. Location of Parking. Any parking space provided pursuant to this section shall be on the same lot with the main use it serves or on an adjoining lot except that the Commission by a conditional use permit as specified in Section 95.60. may allow parking spaces to be on any lot within 500 feet of the use if it determines that it is impractical to provide parking on the same lot. Attention is called to Section 95.50.070 below which provides for an alternate means of meeting the requirements of this ordinance through public off-street parking lots.

Sec. 95.50.040. Design Standards.

- (a) Each parking space shall contain not less than 160 square feet in area exclusive of access and circulation aisles.
- (b) All parking lots shall be provided with a durable, well-drained and dust free surface and shall have appropriate bumper guards where needed.
- (c) Parking areas shall not be used for sales display, dead storage, repair work or any purpose other than parking.
- (d) Any lighting of parking lots shall be arranged to reflect away from public rights-of-way and from any adjoining residential areas.
- (e) Curb cuts shall be located so as to avoid traffic hazards and shall be approved by the Zoning Administrator.
- (f) Curb cuts shall be no more than 25 feet wide and no less than 12 feet wide.

Sec. 95.50.050. Interpretation of Space Requirements.

- (a) If a use is not specifically mentioned in this section, the Zoning Administrator shall determine the most similar use which is specifically mentioned. Parking requirements

shall be the same as for that use.

- (b) When a parking requirement is stated in terms of employees, it means the maximum number of employees who will be at the site at one time either on a single shift or an overlap of shifts.
- (c) In figuring the total parking requirement for a use, any fraction of one-half or more shall require one more space.

Sec. 95.50.060. Off-Street Parking.

<u>Dwelling and Lodgings</u>	<u>Minimum Number of Parking Spaces Required</u>
1. Hotels, rooming houses and other structures containing sleeping rooms other than or in addition to dwelling units.	One private parking space for each dwelling unit and one parking space for every three guestrooms.
2. Motels	Two parking spaces for each three units.
3. Multiple family dwellings and other places containing dwelling units.	One space per dwelling unit up to 100 units, one-half space per unit thereafter.
4. Single family dwellings, two family dwellings and parish houses.	One parking space per dwelling unit.
5. Trailer Courts	One parking space for each trailer.

Public and Semi-Public

- 6. Churches, theaters, auditoriums and other places of public assembly with fixed seats. One parking space for each 10 seats in the principal place of assembly.

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| 7. Clinics | Three parking spaces for each doctor or dentist. |
| 8. Day nurseries, foster homes and kindergartens | One-half a parking space for each teacher or other employee. |
| 9. Elementary, senior high and junior high schools. | One-half space for each teacher or other employee. |
| 10. Hospitals, sanitariums, nursing and rest homes. | One reserved parking space for each resident and staff doctor, plus one-half a space for each employee, intern and nurse plus one space for each 5 beds, plus one space for each institutional vehicle. |
| 11. Libraries, exhibition halls, and other places of public assembly, without fixed seats. | One-half parking space for each employee plus one space for each 100 square feet of useable floor area. |
| 12. Mortuaries and funeral homes. | One parking space for every eight parlor or chapel seats plus one space for each funeral vehicle. |
| 13. Municipal buildings and public utility buildings. | One-half parking space for each employee, plus one space for each official vehicle, plus one space for visitor parking for each 500 square feet of office or display space. |
| 14. Post Offices and Telegraph Offices. | One space for each employee plus one space for each 300 square feet of gross floor area. |

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| 15. | Trade and business schools, music schools, dance studios and other private schools and colleges. | One-half a parking space for each employee plus one space for every 5 students based upon the maximum number of students attending class at one time. |
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Offices

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| 16. | Banks, building and loan companies, title companies and similar institutions | One space for each 300 square feet of gross floor area. |
| 17. | Business and Professional offices not generally patronized by the public. | One space for each 400 square feet of floor area. |
| 18. | Medical office buildings | Three parking spaces for each doctor or dentist. |

Entertainment and Services

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| 19. | Automotive service and/or sales. | Four spaces for each maintenance stall plus adequate spaces to accommodate all new and used retail units and customer parking generated by retail sales. |
| 20. | Beauty and barber shops | One space for each 250 square feet of gross floor area. |
| 21. | Bowling alleys | Four parking spaces for each alley. |
| 22. | Filling Stations | Three spaces per grease rack or working bay. |
| 23. | Household services and trades such as carpentering, electrical servicing, plumbing and heating shops, paper hanging, painting, furniture upholstering, decorating shops and to other similar service establishments. | One-half a parking space for each employee, plus one space for each company vehicle plus one space for each 500 square feet of floor area. |

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| 24. | Laundry and dry cleaning pick-up stations. | One-half a parking space for each employee plus one space for each 500 square feet of gross floor area. |
| 25. | Pool halls, billiard parlors | Three parking spaces for each table. |
| 26. | Restaurants, cafes, soda fountains, eating and drinking places, etc. | One-half a parking space for each employee plus one space for each 5 seats. |
| 27. | Self-service dry cleaning and laundry establishments | One parking space per each 2 washing machines and/or dry cleaning machines. |

Commercial

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| 28. | Grocery store, delicatessen, drug store or pharmacy | One-half a parking space for each employee plus one space for each company vehicle plus one space for each 250 square feet of gross floor area. |
| 29. | Nurseries and greenhouses | One-half a parking space for each employee plus 4 spaces for customer parking. |
| 30. | Retail and Wholesale stores of non-bulky items. | One-half a parking space for each employee plus one space for each company vehicle plus one space for each 1300 square feet of sales area. |
| 31. | Retail and wholesale stores of bulky items (e.g. furniture and major appliances) | One-half a parking space for each employee plus one space for each company vehicle plus one space for each 1,000 square feet of gross floor area. |
| 32. | Wholesale, retail and commercial storage. | One-half a parking space for each employee plus one parking space for each company vehicle plus 2 spaces but a total of no less than 4 spaces. |

Industrial

33. Manufacturing industries One parking space for every three employees and officers on the maximum employee shift, plus one space for each company vehicle.
34. Manufacturing research and laboratories. One-half parking space for each employee plus one space for each company vehicle.
- And additional lot or reserved space shall be provided for visitor parking equal to 5% of the employee parking spaces but not less than three spaces.
35. Printing, publishing, and allied industries, welding and blacksmith shops, manufacturing, bakeries, dry cleaning and dyeing plants. One-half a parking space for each employee on the maximum employee shift plus one space for each company vehicle.
36. Trucking terminals, storage yards, building contractors, lumber yards, etc One-half a parking space for each employee plus one parking space for each company vehicle, truck, tractor or trailer stored at the site when not in use.
37. Veterinarian office, dog hospitals, animal clinics and kennels. One-half a parking space for each veterinarian and employee plus 2 parking spaces for visitors.

Sec. 95.50.070. Exception to this Section - Public Parking Lots. Notwithstanding other provisions of this section when a use is located within 500 feet of an existing or planned public lot the off-street parking requirements of this ordinance may be met if under the procedures specified in Section 95.60 the Commission issues a conditional use permit stating that the following conditions have been met:

1. The public parking lot exists within 500 feet of the use, or plans for the public parking lot are sufficiently advanced to give reasonable assurance that the lot will be in use within one year of the time of issuance of the conditional use permit.
2. The public parking lot has or will have sufficient capacity to accommodate the use in question plus other parking needs of existing and potential uses within a 500 foot radius of the lot. The Commission shall use the off-street parking requirement cited above to estimate the parking spaces needed within 500 feet of the lot.

To finance the public parking lot and to assure that all parties required to provide off-street parking shall assume the costs, the owner and/or occupant of the use in question may be required to sign a covenant agreeing to join an assessment district to pay for the public parking lot.

Sec. 95.50.080. Off-Street Loading. Every building or structure used for business, trade or industry and normally requiring truck loading or unloading with respect to the use, shall provide space as herein indicated for the loading and unloading of vehicles off the street or public alley. Such space shall have access to a public alley or, if there is no alley, to a street. Off-street loading and unloading space shall be in addition to the space required for off-street parking. Off-street loading and unloading space shall not be used or designed, intended or constructed to be used in a manner to obstruct or interfere with the free use of any street or adjoining property. The minimum off-street loading and unloading space required for specific uses shall meet the dimensional requirements specified below:

1. Retail Business and Service Establishments:

Shall provide one off-street loading and unloading space at least 10 feet wide and 30 feet long with a 14 foot height clearance per building.

2. Industrial Plants:

Shall provide one off-street loading and unloading space for each 20,000 square feet of gross floor area. Each loading space shall be a minimum of 12 feet wide and 50 feet long with a 14 foot height clearance.

3. Trucking Terminals:

Shall provide one off-street loading and unloading space for every 5,000 square feet of total floor area used for storage, warehousing and shipping. Each loading space shall be a minimum of 14 feet wide and 65 feet long with a 14 foot height clearance.

Chapter 55. Administration, Enforcement and Penalties.

Sec. 95.55.010. Administration. A Zoning Administrator appointed by the Mayor shall administer and enforce this ordinance.

If the Zoning Administrator shall find that any of the provisions of this ordinance are being violated, he shall notify in writing the person responsible for such violations, indicating the nature of the violation and ordering the action necessary to correct it. He shall order discontinuance of illegal uses of land, buildings, or structures; removal of illegal buildings, or structures; or of additions, alterations, or structural changes thereto; discontinuance of any illegal work being done; or shall take any other action authorized by this ordinance to insure compliance with or to prevent violation of its provisions.

Sec. 95.55.020. Certificate of Zoning Compliance. No permit for the erection, alteration, moving or repair of any building or other structure shall be issued until an application has been made for a certificate of zoning compliance, and the certificate has been issued by the Zoning Administrator in conformity with the provisions of this ordinance.

The Zoning Administrator shall maintain a record of all certificates of zoning compliance and copies shall be furnished upon request to any person.

Failure to obtain a certificate of zoning compliance shall be a violation of this ordinance and shall be punishable under Section 95.55.040 of this ordinance.

All applications for certificates of zoning compliance shall be accompanied by plans in duplicate, drawn to scale, showing the actual dimensions and shape of the lot to be built upon; the exact sizes and locations on the lot of buildings already existing, if any; and the location and dimensions of the proposed building or alteration. The application shall include such other information as lawfully may be required by the Zoning

Administrator, including existing or proposed buildings or alterations, existing or proposed uses of the building and land; the number of families, housekeeping units, or rental units the building is designed to accommodate; conditions existing on the lot; and such other matters as may be necessary to determine conformance with and provide for the enforcement of this ordinance.

The Zoning Administrator shall render his decision within 30 days of the filing of the application for a certificate of zoning compliance. However, this time limit may be extended by common consent and agreement signed by both the applicant and the Zoning Administrator.

One copy of said plans shall be returned to the applicant by the Zoning Administrator, after he shall have either attached a certificate of zoning compliance or marked the plans as disapproved and attested to same by his signature on such copy. The second copy of the plans, similarly marked, shall be retained by the Zoning Administrator.

Sec. 95.55.030. Complaints Regarding Violations: Whenever a violation occurs, any person may file a complaint in regard thereto. All such complaints shall be brought to the attention of the Zoning Administrator who shall record such complaint and immediately investigate and report thereon to the Commission.

Sec. 95.55.040. Penalties For Violation. For any and every violation of the provisions of this ordinance, the owner, agent, or contractor of a building or premise where such violation have been committed or shall exist, or any other person who maintains any building or premises in which any violation shall exist, shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than \$100.00 or imprisoned in the city jail not to exceed 30 days, or both such fine and imprisonment. Each and every day that such violation continued shall be deemed a separate and distinct violation.

Any building or structure set up, erected, built, moved or maintained or any use of property contrary to the provisions of this ordinance shall be declared to be unlawful and a public nuisance and the City Council shall im-

mediately commence action for the removal thereof, in the manner provided by law, and shall apply to such court or courts as may have jurisdiction to remove such building, structure or use.

All remedies provided for herein shall be cumulative and not exclusive.

The issuance or granting of a building permit or approval of plans or specifications under the authority of a Building Code without a certificate of zoning compliance shall not be deemed or construed to be a permit for or an approval of any violation of any of the provisions of this ordinance or any amendment thereto. No permit presuming to give authority to violate or cancel any of the provisions of this article shall be valid except insofar as the work or use which is authorized is lawful and permitted.

Chapter 60. Conditional Use Permits
(Planning Commission)

Sec. 95.60.010. Intent. There are some uses which, (1) because of their potential impact on neighboring properties or; (2) because of their public service nature, should receive Commission review in each case. In this manner, detailed consideration can be given to factors affecting the suitability of the proposed location. These conditional uses are specified within Chapters 95.30-32 of this ordinance. The Commission shall permit these uses, if, in addition to meeting the off-street parking regulations, development requirements and all other requirements of this ordinance, the following conditions are met:

Sec. 95.60.020. Conditions. When the appearance, traffic generated, noise or other characteristics of the use would have an adverse affect upon neighboring properties, additional yards, site area, uncleared buffer strips, fences, hedges or other safeguards shall be provided by the conditional use in a manner which is sufficient to prevent any such adverse affect.

Provisions for sewage disposal and water service shall be acceptable to all applicable health regulations.

Exits and entrances and off-street parking for the conditional use shall be located to prevent traffic hazards on congestion on public streets.

In addition to the above listed conditions, schools, governmental and civic buildings and other public uses shall meet the following condition:

The proposed location of the use and the size and character of the site will facilitate maximum benefit and service to the public.

Sec. 95.60.030. Procedure. A written application shall be filed with the Zoning and Planning Commission through the Zoning Administrator. This application shall state the nature of the request and the means whereby the proposed use meets the conditions stated in the pertinent section of this ordinance.

Where necessary to determine compliance with the listed conditions, the Zoning Administrator shall request a specific and detailed site plan.

The Zoning Administrator shall investigate and report to the Commission on the extent to which the use requested meets the conditions stated in this ordinance.

The Commission shall set a date for and hold a public hearing upon each properly submitted application. Such hearing shall be held not later than 30 days following the date of filing of such application. At least 10 days before the hearing a public notice specifying the subject, time and place of the hearing shall be posted on all public bulletin boards. In addition, at least 10 days notice of the time and place of the hearing shall be mailed to all parties in interest and to all property owners within 300 feet of the property involved.

From the time of filing such application until the time of such hearing, the application, together with all plans and data submitted, shall be available for public inspection in the office of the Zoning Administrator.

Within 30 days after the hearing the Commission shall grant or reject the request for a conditional use permit. The Commission's decision shall be based on the compliance of the request with the conditions listed in the ordinance. The decision of the Planning Commission and the reasons therefore shall be entered in the records of the Commission and shall be available to the public.

In granting a conditional use permit, the Commission shall state the conditions required. Any such condition must be complied with. Violation of any condition shall result in revocation of the permit and further use of the property or maintenance of any building thereon shall constitute a violation of this ordinance and shall be punishable accordingly.

Any conditional use permit approved by the Commission shall expire unless the privilege granted is utilized within 6 months after the granting of the conditional use permit.

Chapter 65. Variances and Appeals
(Board of Adjustment)

Sec. 95.65.010. Appeals from Decisions of the Zoning Administrator and Commission. The City Council, acting as the Board of Adjustment, shall hear and decide appeals taken from the Commission when it is alleged there is an error in any order, requirement, decision or determination made by the Zoning Administrator and upheld by the Commission concerning the regulations established by this ordinance. Appeals from Commission decisions concerning conditional use permits shall be considered to be appeals concerning matters of interpretation and may be taken to the Board of Adjustment as stated above.

Sec. 95.65.020. Procedure. Before taking any action on the appeal but within 30 days of the filing of the appeal, the Board of Adjustment shall hold a public hearing on the appeal. At least 10 days before the hearing a public notice specifying the subject, time and place of the hearing shall be posted on all public bulletin boards. In addition, at least 10 days notice of the time and place of the hearing shall be mailed to all parties in interest and to all property owners within 300 feet of the property involved.

Within 30 days after the hearing the Board of Adjustment shall render a decision on the appeal.

In exercising the above mentioned powers, the Board of Adjustment may, in conformity with AS 29.10.234, reverse or affirm, wholly or partly, or may modify the order, requirement, decision or determination appealed from and may make such order, requirement, decision or determination as ought to be made, and to that end shall have all the powers of the body from whom the appeal is taken.

All meetings of the Board shall be open to the public and the Board shall keep minutes of its proceedings showing its decision, the reasons for its decision and the vote of each member upon each question. Said minutes shall be made a public record.

Sec. 95.65.030. Variances.

1. Intent: The variance provision is designed to allow the Board of Adjustment to adjust the regulations

of this ordinance in special cases where unusual physical features of the particular parcel involved would make a strict application of the zoning regulations unreasonable. Under no circumstances shall a variance be granted to permit a use of land or structure which is not otherwise permitted in the zone involved. Rezoning is the only legal means of changing permitted uses of land and buildings.

2. Procedure:

- a. A written application shall be filed with the Board of Adjustment through the Zoning Administrator. The application shall include the following:
 - (1) A description by lot and block of the property involved.
 - (2) The signature of the owner of the property concerned.
 - (3) Site plans showing the location of all existing and proposed buildings or alterations, elevations of such buildings or alterations, and such other data as may be required.
 - (4) A fee of \$15.00 to cover legal notice and administrative costs.
- b. Planning Commission Report
 - (1) Before any proposed variance may be acted upon by the Board of Adjustment, the Commission shall study the proposed change and shall make a report in writing to the Board of Adjustment. Said report shall include:
 - (a) Findings as to the extent to which the request meets the 4 conditions which must exist before a variance can be granted. (listed on e. below)
 - (b) Recommendation as to approval or disapproval of the change.

If the Commission fails to report within 30 days of the filing of the application, it shall be deemed that the Commission approved the application.

- c. From the time of filing such application until the time of Board of Adjustment's hearing, the application, together with all plans and data submitted, shall be available for public inspection in the office of the administrative official.
- d. Before taking any action on the proposed variance but within 30 days of the filing of the application, the Board of Adjustment shall hold a public hearing on the proposed variance. At least 10 days before the hearing a public notice specifying the subject, time and place of the hearing shall be posted on all public bulletin boards. In addition, at least 10 days notice of the time and place of the hearing shall be mailed to all parties in interest and to all property owners within 300 feet of the property.
- e. The Board of Adjustment must find all of the following conditions to exist in order to grant the variance:
- (1) That there are exceptional physical circumstances or conditions applicable to the property or to its intended use or development which do not apply generally to the other properties in the same zone.
 - (2) That the strict application of the provisions of this ordinance would result in practical difficulties or unnecessary hardships. (The courts have generally ruled that financial difficulty cannot be considered a hardship in such cases.)
 - (3) That the granting of the variance will not result in material damage or prejudice to other properties in the vicinity nor be detrimental to the public health, safety or welfare.
 - (4) That the granting of the variance will not be contrary to the objectives of the Comprehensive Plan.

- f. The Board of Adjustment shall hear and consider the Commission's report, evidence and facts from any person at the public hearing, or written communication from any person relative to the matter.
- g. The Board of Adjustment shall render its decision within 30 days after the conclusion of the public hearing, unless such time limit be extended by common consent and agreement signed by both the applicant and the Board of Adjustment.
- h. The decision of the Board of Adjustment and the reasons therefore shall be entered into records of the Board.
- i. Any variance approved by the Board of Adjustment shall expire unless the privilege granted is utilized within six months after the granting of the variance.

Chapter 70. Appeal to Superior
Court

Sec. 95.70.010. An appeal from any action or decision of the Board of Adjustment may be taken by any person to the Superior Court by filing with it and with the Board of Adjustment, within 30 days from the action appealed from, a notice of appeal which shall specify the grounds of such appeal.

Chapter 75. Amendments

Sec. 95.75.010. Amendments. Whenever the public necessity, convenience or general welfare requires, the City Council may, under the following procedure and by ordinance, amend or repeal these regulations or change the boundaries of zones.

Sec. 95.75.020. Procedure.

1. Initiation of changes - Changes in the ordinance may be initiated by the following means:
 - a. By the City Council on its own motion
 - b. By the Commission on its own motion.
 - c. By petition signed by the owners of 50% of the property within an area proposed for re-zoning. Said petition shall be filed with the administrative official. Besides the necessary signatures the petition shall contain:
 - (1) A description by lot and block of the property involved.
 - (2) Reasons for the proposed change and a statement describing the effect of the proposed change on the objectives of the Comprehensive Plan.
 - (3) A fee of \$15.00 to cover legal notice and administrative costs.
2. Commission Report
 - a. Before any proposed zoning change may be acted upon by the City Council, the Commission shall study the proposed change and shall make a report in writing to the City Council. Said report shall include:

- (1) Findings as to need and justification for the proposed change including findings as to the effect which the proposed change would have on the objectives of the Comprehensive Plan.
 - (2) Recommendation as to the approval or disapproval of the change,
- b. The Commission's report to the City Council shall be made within 30 days after the filing of the petition.
 - c. The Commission may recommend that less area be rezoned and/or that more restrictive rezoning than applied for be approved, but it may not increase the area or recommend less restrictive zoning than that applied for, unless the Commission initiates a new request in its own behalf.

3. City Council Ordinance

- a. Before taking any action on the proposed zoning change but within 30 days of the filing of the petition, the City Council shall hold a public hearing on the proposed amendment to the zoning ordinance or proposed map. At least 10 days before the hearing a public notice specifying the subject, time and place of the hearing shall be posted on all public bulletin boards. In addition, where the proposed zoning change affects a zone boundary, owners of property within the area of proposed zone change and all property owners within 300 feet of this area shall be notified by mail of the subject, time and place of such hearing. Said notice shall be mailed at least 10 days before the hearing.

Chapter 80. Definitions

Sec. 95.80.010. General Interpretation.

Words used in the present tense include the future tense.

The singular number includes the plural.

The word "person" includes a corporation as well as an individual.

The word "lot" includes the word "plot" or "parcel".

The term "shall" is always mandatory.

The word "used" or "occupied" as applied to any land or building shall be construed to include the words "intended, arranged or designed to be used or occupied".

Sec. 95.80.020. Specific Definitions.

Accessory Building. A detached building, the use of which is appropriate, subordinate and customarily incidental to that of the main building or to the main use of the land and which is located on the same lot as the main building or use. An accessory building shall be considered to be a part of the main building when joined to the main building by a common wall or when any accessory building and the main building are connected by a breezeway.

Accessory Use. A use customarily incidental and subordinate to the principal use of the land, building or structure and located on the same lot or parcel of land.

Alley. A public way designed and intended to provide only a secondary means of access to any property abutting thereon.

Alteration. Any change, addition or modification in the construction, location or use classification.

Apartment House. See Dwelling, Multiple.

Area, Building. The total of areas taken on a horizontal plane at the main grade level of the principal building and all accessory buildings, exclusive of steps.

Automobile Wrecking. The dismantling of used motor vehicles or trailers or the storage or sale of parts from dismantled or partially dismantled, obsolete or wrecked vehicles.

Boarding House. A building other than a hotel where lodging, with or without meals, is provided for compensation for three or more persons, on other than day-to-day basis and which is not open to transient guests.

Building. Any structure built for the support, shelter or enclosure of persons, animals or property of any kind.

Building Code. The building code and/or other building regulations applicable in the City.

Building Existing. A building erected prior to the adoption of this ordinance or one for which a legal building permit has been issued.

Building Height. The vertical distance from the "Grade" as defined herein to the highest point of the roof.

Building, Principal or Main. A building in which is conducted the principal or main use of the lot on which said building is situated.

Center Line. The line which is in the center of a public right-of-way.

Commission. The Zoning and Planning Commission of the City of Wrangell.

Coverage. That percentage of the total lot area covered by the total building area.

Dwelling. A building or any portion thereof designed or used exclusively for residential occupancy including one-family, two-family and multiple-family dwellings, but not including any other building wherein human beings may be housed.

Dwelling Unit. One or more rooms and a single kitchen is a dwelling designed as a unit for occupancy by not more than one family for living or sleeping purposes.

Dwelling, One-Family. Any detached building containing only one dwelling unit.

Dwelling, Two-Family. Any building containing only two dwelling units.

Dwelling, Multiple-Family. Any building containing three or more dwelling units.

Essential Service. The erection, construction, alteration, or maintenance by public utility companies or municipal departments or commissions, of underground or overhead gas, electrical, steam or water transmission or distribution systems, collection, communication, supply or disposal systems, including poles, wires, mains, drains, sewers, pipes, conduits, cables, fire alarm boxes, traffic signals, hydrants, and other similar equipment and accessories in connection therewith. This definition shall not be interpreted to include public buildings.

Family. Any number of individuals living together as a single housekeeping unit in a dwelling unit.

Fence, Height. The vertical distance between the ground directly under the fence and the highest point of the fence.

Floor Area. The total of each floor of a building within the surrounding outer walls but excluding vent shafts and courts.

Frontage. All the property fronting on one side of a street between intersecting streets.

Garage, Private. An Accessory building or any portion of a main building used in connection with residential purposes for the storage of passenger motor vehicles.

Garage, Public. Any garage other than a private garage, available to the public, operated for gain, and which is used for storage, repair, rental, greasing, washing, servicing, or adjusting or equipping of automobiles or other vehicles.

Grade (Ground Level). The average level of the finished ground at the center of all walls to a building. In case walls are parallel to and within five feet of a public sidewalk, the ground level shall be measured at the sidewalk.

Guest Room. Any room in a hotel, dormitory, boarding or lodging house used and maintained to provide sleeping accommodations for not more than two persons.

Home Occupation. An accessory use customarily conducted within a dwelling by the residents of the dwelling in a manner which is clearly secondary and incidental to the residential use of the dwelling. Said use shall not involve the conduct of trade on the premises.

Hotel. Any building or group of building in which there are guest rooms used, designed or intended to be used for the purpose of offering to the general public food or lodging, or both, on a day-to-day basis.

Junk Yard. Any space 100 square feet or more used for the storage, keeping or abandonment of junk or waste material including scrap metals or other scrap materials, or for the dismantling, demolition or abandonment of automobiles, other vehicles, machinery or any parts thereof.

Loading Space. An off-street space or berth on the same lot with a building or structure to be used for the temporary parking or commercial vehicles while loading or unloading merchandise or materials.

Lot. A parcel of land occupied or to be occupied by a principal use and having frontage on a public street.

Lot, Corner. A lot situated at the junction of, and bordering on, two intersecting streets.

Lot Line, Front - Corner Lot. The shortest street line of a corner lot.

Lot Line, Front - Interior Lot. A line separating the lot from the street.

Lot Line, Rear. Line that is opposite and most distant from the front lot line, and in the case of irregular, triangular or gore shaped lot, a line not less than 10 feet in length, within a lot, parallel to and at the maximum distance from the front lot line.

Lot Line, Side. Any lot boundary line not a front lot line or a rear lot line.

Lot Depth. The horizontal distance between the front and rear lot lines measured in the mean direction of the side lot lines.

Lot Width. The mean horizontal distance separating the side lot lines of a lot and at right angles to its depth.

Major Road. State primary and secondary aid roads.

Motel. A group of one or more detached or semi-detached buildings containing two or more individual dwelling units and/or guest rooms designed for or used temporarily by automobile tourists or transients, with a garage attached or parking space conveniently located to each unit, including groups designated as auto courts, motor lodges, or tourist courts'.

Non-conforming Lot. A lot lawfully existing at the time this ordinance becomes effective which by reason of area or dimensions does not meet the development requirements for the zone in which it is located.

Non-conforming Structure. A structure or portion thereof, lawfully existing at the time this ordinance became effective which by reason of its yards, coverage, height or other aspects of design does not meet the development requirements of this zone.

Non-conforming Use. A use of a structure, of land or of a structure and land in combination, lawfully existing at the time of this ordinance, or established on the premises of a previous non-conforming use as specified in Section 3, which is not in conformity with the uses permitted in the zone in which it exists.

Nursery, Children's. Any home or institution used and maintained to provide day care for children not more than 7 years of age.

Parking Space. An area of not less than 180 square feet exclusive of drives or aisles giving access thereto in area accessible from streets and alleys for the storage of passenger motor vehicles operated by individual drivers.

Person. A natural person, his heirs, executors, administrators, or assigns, and also including firm, partnership, or corporation, its or their successors or assigns, or the agent of any of the aforesaid.

Principal Use. The major or predominant use of a lot or parcel of land.

Profession. An occupation or calling requiring the practice of a learned art through specialized knowledge based on a degree issued by an institution of high learning, e.g. Doctor of Medicine.

Property Owner. The owner shown on the latest tax assessment roll.

Service Station. Any building, structure, premises or other space used primarily for the retail sale and dispensing of motor fuels, tires, batteries, and other small accessories; the installation and servicing of such lubricants, tires, batteries and other small accessories, and such other services which do not customarily or usually require the services of a qualified automotive mechanic.

Sign. Any words, letters, parts of letters, figures, numerals, phrases, sentences, emblems, devices, trade names or trade marks by which anything is made known, such as are used to designate an individual, a firm, an association, a corporation, a profession, a business or a commodity or product, which are visible from any public street or highway and used to attract attention.

State Highway. A right-of-way classified by the State of Alaska as a Primary, Secondary A or Secondary B highway.

Street. A public right-of-way used as a thoroughfare and which is designed and intended to provide the primary means of access to property abutting thereon.

Structure. That which is built or constructed on edifice or a building of any kind, composed of part jointed together in some definite manner.

Trailer Coach. Any vehicle or structure used or intended for use as a dwelling and designed for transportation after fabrication on streets and highways on its own wheels or on flatbed or other trailers, and arriving at the site where it is to be occupied as a dwelling complete and ready for occupancy except for minor and incidental unpacking and assembly operations, location on jacks or permanent foundations, connection to utilities and the like.

Trailer Court. An area of land designed, maintained, intended or used for the purpose of supplying a location or accommodation for two or more trailer coaches. Said use is hereby defined to include all buildings used or intended for use as a part of the equipment thereof, whether or not a charge is made for the use of the park and its facilities. A trailer court shall not be defined as including automobile or trailer sales lots on which unoccupied trailer coaches are parked for the purpose of inspection and sale.

Use. The purpose for which land or a building is arranged, designed, or intended, or for which either land or a building is or may be occupied or maintained.

Variance. A relaxation of the development requirements under the procedures specified in Section 19 in cases where unusual physical features of the property involved would make strict application of the zoning regulations unreasonable. Variances shall not be defined as a means of permitting a use of land or structure which is not otherwise permitted in the zone. This can be accomplished only through amendment of the zoning ordinance (Section 21) to; (1) change zone boundaries or; (2) to add to uses permitted within a zone classification either by adding conditional uses, which require Planning Commission approval in each case (Section 18) or by adding to those uses which are permitted outright.

Yard. An open unoccupied space, other than a court, unobstructed from the ground to the sky, except where specifically provided by this ordinance, on the same lot on which a building is situated.

Yard, Front. A yard extending across the full width of a lot measured between the front lot line of the lot and the nearest exterior wall of the building which is the nearest to the front lot line.

Yard, Side. A yard on each side of a main building and extending from the front lot line to the rear lot line. The width of the required side yard shall be measured horizontally from the nearest point of a side lot line to the nearest part of the main building.

Zoning Change. The alteration or moving of a zone boundary; the re-classification of a lot, or parcel of land, from one zone to another, the change of any of the regulations contained in this ordinance.

Zoning Ordinance or Ordinances. The City of Wrangell Zoning Ordinance.

CITY OF WRANGELL, ALASKA
Ordinance No. 262

AN ORDINANCE AMENDING THE FIRE PREVENTION REGULATIONS BY ADOPTING THE UPDATED 1970 EDITION OF THE FIRE PREVENTION CODE AND SUBSEQUENT ADDITIONS HEREAFTER RECOMMENDED BY THE AMERICAN INSURANCE ASSOCIATION; AND INSTRUCTING THE CITY CLERK TO OBTAIN AND MAINTAIN COPIES OF SAME FOR PUBLIC REVIEW.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided by the ordinances of the City and shall take effect one month after final passage and publication.

Sec. 4. Repealer. The language contained in Sec. 39.10.010 of Ordinance No. 231 is hereby repealed and superseded by the language which is adopted by reference in Sec. 5, following.

Sec. 5. Adoption of Sections. The following annexed section, bearing code number section 39.10.010 is hereby adopted as a part of this ordinance and Title 39 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violations of the section herein enumerated shall be punishable as specified in Title 30, Chapter 1, of the Wrangell City Code.

PASSED AND APPROVED: December 15, 1970.

James G. Ford
Mayor

ATTEST: Jayne Baker
Clerk

CITY OF WRANGELL, ALASKA
Ordinance No. 261

AN ORDINANCE REPEALING THE REQUIREMENT FOR REGIS-
TRATION AND LICENSING OF MOTOR VEHICLES IN THE
CITY OF WRANGELL, ALASKA.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general
and permanent nature and shall become part of the code for
the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this
ordinance or any application thereof to any person or
circumstance is held invalid, the remainder of this ordin-
ance and the application to other persons or circumstances
shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be
published as provided by the ordinances of the City and
shall take effect one month after final passage and publica-
tion.

Sec. 4. Repealer. The registration and licensing
provisions of motor vehicles in the City of Wrangell, Alaska
as provided for in Chapter 15 of Title 63 of the Wrangell
City Code are hereby repealed.

PASSED AND APPROVED: December 15, 1970

Tommy [Signature]
Mayor

ATTEST: [Signature]
Clerk

CITY OF WRANGELL, ALASKA
Ordinance No. 260

AN ORDINANCE PROVIDING FOR LOWERING THE LEGAL DRINKING AGE FROM TWENTY-ONE YEARS OF AGE TO NINETEEN YEARS OF AGE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the code for the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Conflicting Ordinances. Any and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 4. Effective Date. This ordinance shall be published as provided by the ordinances of the City and shall take effect one month after final passage and publication.

Sec. 5. Adoption of Sections. The following annexed sections, Sec. 06.10.030 through 06.10.045 all inclusive, are hereby adopted as a part of this ordinance and Title 06 of the City of Wrangell Code.

PASSED AND APPROVED: November 10, 1970.

[Signature]
Mayor

ATTEST: [Signature]
Clerk

Chapter 10. Alcoholic Beverages

Sec. 06.10.010. License Required. It shall be unlawful for any person to manufacture, sell, offer for sale, or possess for sale, or barter any alcoholic beverage including beer and wine without displaying a license therefore obtained as required by State law.

Sec. 06.10.015. Recommendation by Council; Application. Any person seeking the recommendation of the Council, prior to issuance of a license by the State, shall present to the Council, a copy of his application to the State for a license fully completed and executed, together with a current statement prepared by the City Clerk that any and all taxes, fees and assessments due to the City by the applicant have been paid in full.

Sec. 06.10.020. Place of Sale. No intoxicating liquor may be kept, bartered, sold or delivered in the same building with groceries or general merchandise. Such separate building where intoxicating liquor is kept, bartered, sold or delivered shall be entered from the street only and shall not be connected with any grocery or general merchandise establishment by any back entry or passages.

Sec. 06.10.025. Partitions. Any persons licensed to sell intoxicating liquor where there is conducted, operated or maintained in the same building a card room, pool table or confectionery are required to erect a screen, partition or lock as may be approved by the Council. Such screen, partition or lock shall close to the public that portion of the building where intoxicating liquor is kept, bartered, sold or delivered and shall remain closed and locked during the hours prohibited for the sale or dispensing of intoxicating liquor.

Sec. 06.10.030. Entry of Minors Prohibited. It is unlawful to permit any person under the age of nineteen years to enter any beverage dispensary or liquor store unless said minor is accompanied by his parent or guardian or spouse who has attained the age of nineteen years.

Sec. 06.10.035. Sale to Intoxicated persons Prohibited. No person shall give, barter, or sell any alcoholic beverage to any intoxicated person or to any habitual drunkard. Such transaction by an employee of any alcoholic beverage dispensary or liquor store shall be deemed the act of the owner thereof and the owner may be prosecuted as well as said employee. For the purpose of this ordinance any person who has been convicted

two or more times of drunkenness or disorderly conduct arising from intoxication within a period of one year by the Deputy Magistrate Court in Wrangell, Alaska, shall be deemed an habitual drunkard for the purposes of this section.

Sec. 06.10.040. Purchase by Minors.

(a) It shall be unlawful for any person under the age of nineteen years to solicit the purchase of or in any other way to attempt to purchase or otherwise secure any intoxicating liquor.

(b) It shall be unlawful for any person to influence or attempt to influence the sale, giving or serving of intoxicating liquor, to a person under nineteen years of age, by misrepresenting the age of the person, or to order, request, receive or procure from any licensee, employee or other person, for the purpose of selling, giving or serving the same to a person under nineteen years of age.

(c) It shall be unlawful for any person under the age of nineteen years to enter any premises licensed to sell intoxicating liquor and to offer or present to any licensee or his employee a fraudulent or false certificate of birth or other written evidence of age which is not actually his own, or who shall otherwise misrepresent his age, for the purpose of inducing the licensee or his employee to sell, give, barter, serve or furnish intoxicating liquor.

(d) Any licensee or his employee who questions, or has reason to question, whether a person entering upon a licensed premises or ordering, purchasing, attempting to purchase or otherwise procure or attempt to procure the serving or delivery of intoxicating liquors, has attained the age of nineteen years shall require the person to sign a statement that he is over the age of nineteen years. If a licensee, or his employee, in good faith, secures such a signed statement, he shall not be subject to prosecution under this ordinance for violations pertaining to serving liquor to minors.

(e) Any licensee or his employee who allows to remain upon a licensed premises where intoxicating liquors are sold any person under the age of nineteen years not in the company of his parent or legal guardian or spouse who has attained the age of nineteen years, or sells, gives or serves intoxicating liquor to any person under the age of nineteen years without having procured the signature of the person upon a statement as herein provided, or who knowingly sells, gives or serves

intoxicating liquor to or allows the person to remain on a licensed premises where intoxicating liquor is sold, shall be guilty of a misdemeanor.

Sec. 06.10.045. Sales not on the Premises Prohibited.
It shall be unlawful for any licensee or any other person to barter, sell, or deliver any intoxicating liquor upon any public street, alley, or any place not within the premises covered by their license.

CITY OF WRANGELL, ALASKA
Ordinance No. 259

AN ORDINANCE PRESCRIBING A TWO-HOUR TIME LIMIT ON PARKING IN DESIGNATED AREAS, AND PROVIDING A PENALTY AND METHOD OF PAYMENT FOR OVERTIME PARKING VIOLATIONS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 63.30.017 and 63.30.018 are hereby adopted as a part of this ordinance and Title 63 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED: September 8, 1970.

James P. Hane
Mayor

Attest

Joseph Gaskin
Clerk

Published September 10, 1970

- 25. Size and Weight Limits: Treads, Permits, Bond
 - 63.25.010 Width, Height and Length of Vehicles, Buildings etc.
 - 63.25.015 Weight Limits, Cleated Treads, Marking Capacity of Trucks
 - 63.25.020 Permit: Bond for Damages

- 30. Prohibited and Restricted Parking and Other Related Prohibitions and Restrictions
 - 63.30.010 Prohibited Parking Areas Specified
 - 63.30.015 Prohibited 24 hour Parking: Impounding Vehicles
 - 63.30.017 Two-Hour Parking
 - 63.30.018 Overtime Parking Penalty
 - 63.30.020 Prohibited Parking on Sidewalk
 - 63.30.025 Prohibited Parking on Licensed Vehicle Stand
 - 63.30.030 Vehicles Impeding Snow Removal Operations; Impounding
 - 63.30.035 Other Related Parking Prohibitions & Restrictions

- 35. Operation of Vehicles
 - 63.35.010 Driving or sitting at Steering Wheel While Intoxicated
 - 63.35.015 Reckless Driving
 - 63.35.020 Negligent Driving
 - 63.35.025 Stopping in Event of Accident
 - 63.35.030 Reporting Accidents
 - 63.35.035 Garage Keeper to Report Damaged Vehicles
 - 63.35.040 Through Streets
 - 63.35.045 One Way Streets
 - 63.35.050 Driving on Right Side of Street
 - 63.35.055 Passing Vehicles: Limitations & Exceptions
 - 63.35.060 Passing on Hills, Curves, etc.
 - 63.35.065 Passing School Bus
 - 63.35.070 Restrictions as to Speed
 - 63.35.075 Turning at Intersections
 - 63.35.080 Right of Way at Intersections
 - 63.35.090 Left Turns in Intersections: Right of Way
 - 63.35.095 Vehicles Entering Street to Yield Right of Way
 - 63.35.100 Stop before Entering Through Street - Right of Way
 - 63.35.105 Forfeiting Right of Way
 - 63.35.110 Right of Way of Authorized Emergency Vehicles
 - 63.35.115 Turning, Starting and Stopping Signals
 - 63.35.120 Stopping in Roadway in Non-Business District
 - 63.35.125 Stopping in Roadway in Business District
 - 63.35.130 Giving Way to Overtaking Vehicles
 - 63.35.135 Meeting of Vehicles
 - 63.35.140 Following Too Closely

Sec. 63.30.017. Two-Hour Parking. It shall be unlawful for the owner or operator of any motor or other vehicle, to leave, place or park the same for longer than two hours continuously on any public thoroughfare within the City limits which is so posted as the Council may from time to time direct by resolution.

Sec. 63.30.018. Overtime Parking Penalty. Any person, firm or corporation violating overtime parking provisions of this chapter or Sec. 63.40.025, in addition to specific penalties therein prescribed, shall pay a fine of Two Dollars (\$2.00). Payment shall be remitted within two weeks from date of citation and may be paid in person at the Clerk's office in City Hall, or by prepaid mail.

CITY OF WRANGELL, ALASKA
Ordinance No. 258

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF THE ELECTION CODE BY ELIMINATING SPECIAL QUALIFICATIONS FOR VOTERS IN BOND ELECTIONS; CHANGING THE DECLARATION OF CANDIDACY FORM TO STATE THREE YEAR'S RESIDENCE; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Declaration of Emergency. The City of Wrangell hereby declares the existence of an emergency by reason of proximity in time to the City of Wrangell's next general election regularly to be called for the first Tuesday of October, 1970, to timely eliminate special voter requirements from the existing election code in anticipation of the necessity for submitting an Electric Power Revenue Bond proposal to the voters at that time, and which said unconstitutional voting restriction cannot otherwise be timely eliminated due to publication following ordinance enactment for one month as a condition precedent to providing an effective date.

Sec. 2. Classification. This ordinance is of a general and permanent nature and shall become part of the Code for the City of Wrangell, Alaska.

Sec. 3. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 4. Effective Date. This emergency ordinance shall become effective immediately upon passage.

Sec. 5. Adoption of Superceding Code Sections. The following annexed sections, bearing code number sections 36.16.035 and 36.20.045 are adopted as a part of this ordinance and Title 36 of the Code of the City of Wrangell, Alaska.

Sec. 6. Repealer. Section 36.16.040 of Ordinance 199 is hereby repealed, and sections 36.16.035 and 36.20.045 of said Ordinance 199 also repealed by superceding respective sections adopted according to section 5 aforesated.

PASSED AND APPROVED: August 25, 1970.

ATTEST:

Jay Gask
Clerk

James J. Bane
Mayor

Published August 27, 1970

Chapter 16. Special Elections

Sec. 36.16.010. Time for Elections. There may be special elections called by the council in its discretion at any time or times subject only to the requirements of notice and the applicable laws and ordinances governing the subject of the proposition or question submitted at that election.

Sec. 36.16.020. Calling of Elections. The council may, by resolution or ordinance, call a special election, or by resolution authorize the mayor to call a special election by proclamation. (Charter 10-9)

Sec. 36.16.025. Date of Election. The resolution, ordinance or proclamation calling a special election shall fix the date of the election. If a charter amendment or ordinance is to be submitted to the voters for approval or enactment through initiative then the date must be set to allow publication of the notice of election and the amendment or ordinance in full at least once for not less than two weeks prior to the date of the election, except in the case of a referred ordinance previously published in full after passage. Other propositions may be submitted upon ten days notice to the voters provided the date is set to allow for posting and publication of the notice describing the proposition at least ten days before the date of election.

Sec. 36.16.030. Notice of Special Election. Notice shall be given by both publication and posting as in the case of general elections, except that ten days notice by publication and posting is sufficient when a charter amendment or an ordinance is not a proposition to be voted upon.

Sec. 36.16.035. Qualifications of Voters. Each voter must have the qualifications set forth in Sec. 010 of Chapter 10 of this title. There shall be no additional requirement that every person voting upon a bond issue submitted in either a general or special election shall, in addition to the other qualifications for voters, be enrolled as a taxpayer of real property taxed upon the last tax roll of the city.

Chapter 20. Candidates

Sec. 36.20.010. Candidates' Qualifications. Only qualified voters of the city who, at the time of their election or choice to fill a vacancy, are at least 21 years old and have resided within the city at least three years, shall be qualified for the offices of mayor and councilmen. No councilman may hold any office or position in the city government by appointment by the mayor. If the mayor or any other councilman ceases to be a resident of this city, he shall thereupon cease to hold office.

Sec. 36.20.040. Filing for Office. Any qualified person may have his name placed on the ballot for the election as a candidate for mayor or councilman by filing, not more than one month and at least seven days prior to the election, with the City Clerk, a sworn declaration of his candidacy, and a petition signed by at least twenty qualified voters of the city; provided that the petition may be circulated and may be filed by the candidate himself or by one or more qualified voters of the city other than the candidate. (AS 29.10.036; Charter 10-3)

Sec. 36.20.045. Declaration of Candidacy. The declaration shall be in substantially the following form:

DECLARATION OF CANDIDACY

I, _____, declare that that I reside at _____ (Address) _____, in the city of _____, Alaska; that I have been a resident of Wrangell, Alaska for at least three years preceding the date of this declaration; that I am a citizen of the United States, a qualified voter of the city of _____, and that I can read and write the English language.

I declare myself a candidate for the office of _____ for a term of _____ years, commencing _____ and ending _____; and request that my name be printed upon the official ballot for the city election to be held in the city of _____, Alaska on the _____ day of _____ in the year _____.

(Signature of Candidate)

CITY OF WRANGELL, ALASKA
Ordinance No. 257

AN ORDINANCE REPEALING CERTAIN ORDINANCES OF THE CITY OF WRANGELL, ALASKA, WHICH ARE OBSOLETE, IN CONFLICT WITH OTHER ORDINANCES, HAVE BEEN REPEALED BY IMPLICATION IN WHOLE OR IN PART, HAVE BEEN SUPERCEDED BY CODIFICATION, ARE LAPSED AS TO EFFECT, AND WHICH SHOULD THEREFORE BE REPEALED.

WHEREAS 74 ordinances of the City of Wrangell, Alaska, are (1) obsolete, (2) in conflict with other ordinances, (3) have been repealed by implication in whole or in part, (4) have been superceded by codification, (5) are lapsed as to effect, and

WHEREAS the process of determining which ordinances have been revised and superceded by codification is facilitated by a single repealer ordinance to which reference can be made instead of having to retrace the development of a particular subject matter ordinance by ordinance,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Section 1. The following ordinances of the City of Wrangell, Alaska, are hereby repealed in their entirety: Ordinance Nos. 1, 5, 9, 20, 31A, 33, 40, 46, 47, 50, 51, 54, 55, 60, 61, 63, 64, 65, 68, 74, 76, 77, 78, 90, 91, 93, 94, 95, 97, 107, 114, 115, 116, 117, 119, 120, 122, 123, 124, 126, 128, 129, 131, 138, 140, 142, 148, 150, 151, 152, 154, 156, 158, 159, 160, 162, 163, 165, 167, 170, 171, 173, 176, 178, 179, 180, 183, 184, 185, 187, 193, 194, 195, 197.

Section 2. Effective date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

PASSED AND APPROVED ON July 28, 1970.


Mayor

Attest 
Clerk

Published July 30, 1970

ORIGINAL

CITY OF WRANGELL, ALASKA
Ordinance No. 256

AN ORDINANCE PROVIDING FOR THE PERPETUAL CARE OF WRANGELL MEMORIAL CEMETERY; FIXING THE PRICE OF PLOTS AND GRAVES AND LEVYING AN ASSESSMENT FOR CARE OF SAME; PROMULGATING RULES NECESSARY IN CONNECTION THEREWITH; PENALTY FOR VIOLATION.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance No. 124 and the Resolution Amending Ordinance No. 124 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 45.50.010 through 45.50.190 all inclusive are hereby adopted as a part of this ordinance and Title 45 of the Code of Ordinances of the City of Wrangell, Alaska.

Sec. 6. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 30, Chapter 10 of the Wrangell City Code.

PASSED AND APPROVED July 28, ¹⁹⁷⁰~~1969~~.

[Signature]
Mayor

ATTEST [Signature]
Clerk

CITY OF WRANGELL

TITLE 45. LANDS AND TIDELANDS

Chapter	-	Section	
50.		Cemetery	
		45.50.010.	Availability.
		45.50.020.	Trustees to manage.
		45.50.030.	Authorization for caretaker.
		45.50.040.	Records to be maintained.
		45.50.050.	Cemetery by-laws and rules.
		45.50.060.	Purchase of cemetery plots.
		45.50.070.	Applications.
		45.50.080.	Digging of graves.
		45.50.090.	Uniformity desired.
		45.50.100.	Price of plots and graves.
		45.50.110.	Price of plots and graves for indigents.
		45.50.120.	Plots and graves previously purchased.
		45.50.130.	Annual charge for care.
		45.50.140.	Charges for perpetual care not to be increased, exception.
		45.50.150.	Disposal of unused portion of plot.
		45.50.160.	Burial in certain area outside cemetery.
		45.50.170.	Investment fund.
		45.50.180.	Special care.
		45.50.190.	Use of cemetery roads restricted.

Chapter 50. Cemetery

Sec. 45.50.010. Availability. That which is known as "Wrangell Cemetery" shall be available, subject to the provisions of this Chapter, to all persons irrespective of race, creed or color.

Sec. 45.50.020. Trustees to Manage. A Board of Managing Trustees, consisting of three members, at least one of which shall be a member of the Common Council, shall be appointed annually by the Mayor, and subject to the approval of the Council, and who shall serve without compensation. The City Clerk shall act as clerk of such board.

Sec. 45.50.030. Authorization for Caretaker. The City Council is hereby authorized to engage the services of a caretaker or superintendent, whose salary shall be fixed annually by the City Council, and whose services may be terminated at the will of the Council.

Sec. 45.50.040. Records to be Maintained. The Board of Trustees shall keep books or records recording the names of owners of all plots and graves owned or sold, the names of persons interred therein the date of death and burial and such other statistics as may be necessary, and shall file with the City Council annually, or oftener as may be required, a complete report of all such death and burials or disinterments, all cash received and disbursed, and such other facts and information as may be required.

Sec. 45.50.050. Cemetery By-Laws and Rules. The Board of Trustees shall prepare and file with the City Council for their approval and acceptance, by-laws and rules governing the care and maintenance of all the cemetery property, a copy of which shall be supplied to all persons purchasing plots or graves, and shall also be mailed to all persons who have heretofore purchased plots or graves, and which by-laws and rules are made a part of this ordinance by reference.

Sec. 45.50.060. Purchase of Cemetery Plots. No purchases of cemetery plots shall be made except upon requisition approved by the Board, and payment for all purchases made shall be approved and signed by the City Clerk.

Sec. 45.50.070. Applications. No burial or disinterment shall be permitted within the cemetery without first making application to the City of Wrangell for the purpose of recording the name of the person to be buried, or disinterred, the cause of death, the name of the owner of the plot or grave, and such other information as may be required.

Sec. 45.50.080. Digging of Graves. No person shall be permitted to dig graves within the cemetery without first obtaining permission from the care-taker or superintendent in charge. A reasonable uniform charge shall be made for the digging of graves, and payable to the superintendent in charge.

Sec. 45.50.090. Uniformity Desired. It is highly desirable that uniformity be maintained, and in order to maintain such uniformity, the City of Wrangell reserves the right to standardize the design and material used for markers, the planting of trees and shrubs, and to prohibit the erection of fences or other structures of any kind to carry out such uniformity.

Sec. 45.50.100. Price of Plots and Graves. That from and after the passage of this ordinance, the sale price of plots and graves, including the perpetual care of same shall be as follows:

\$200.00 for a 4-grave plot
\$160.00 for a 3-grave plot
\$125.00 for a 2-grave plot.
\$ 75.00 for a single grave space

There shall be reserved certain plots or areas, or fractional graves for the burial of infants under 6 years of age at a cost of \$40.00 per grave, including perpetual care.

Plots and grave spaces may be purchased on terms of not less than \$75.00 at the time of purchase and the balance on a 2-year contract with interest at 6% per annum on the unpaid balance.

No plots or graves shall be sold after the passage of this ordinance other than on a perpetual care basis.

Sec. 45.50.110. Price of Plots and Graves for Indigents. The sale price for single graves for indigent persons, including perpetual care for same shall be \$40.00, providing that an affidavit be filed with the City Clerk by a person normally expected to have knowledge of the facts, setting forth that the deceased person was an indigent within the legal meaning of such status.

Sec. 45.50.120. Plots and Graves Previously Purchased. All persons and associations, who have heretofore purchased plots and graves in said cemetery, may secure perpetual care for their plots and graves by paying the difference between the schedule of prices mentioned in Sec. 45.50.100 of this ordinance and the amount they have already paid for their plots and graves, or may surrender the unused portion thereof and take credit towards the perpetual care for the remaining portion retained.

Sec. 45.50.130. Annual Charge for Care. The annual charge for the care of cemetery plots and graves, where the perpetual care is not provided for as mentioned in Sec. 45.50.100 and 45.50.120 of this ordinance shall be as follows:

FOR OCCUPIED PLOTS AND GRAVE SPACES
\$3.00 per annum for a single grave
\$5.00 for a 2-grave plot
\$6.50 for a 3-grave plot
\$8.00 for a 4-grave plot

FOR UNOCCUPIED PLOTS AND GRAVE SPACES
\$3.00 per annum for a single grave space
\$6.00 for a 2-grave plot
\$9.00 for a 3-grave plot
\$12.00 for a 4-grave plot

Such annual care charges shall be payable on October 31st each year and shall be delinquent and bear interest at 6% per annum after date of delinquency, and shall be a lien on the property of the owners thereof and collectable by levy and distress, providing however, that the owners of such plots and graves may provide their own annual care for their plots and graves, but such care shall be subject to the rules and regulations of this ordinance and by-laws, and upon failure of the owners to provide such care, the City of Wrangell shall, without further notice to such owners, have the work done, and which shall be a charge against the owners as herein provided.

Sec. 45.50.140. Charges for Perpetual Care Not to be Increased, Exception. It is provided that the cost of plots or grave spaces, including perpetual care, shall not be increased hereafter, but the annual charge for the care of plots and graves to the owners who do not elect to provide for perpetual care, as herein provided, may be increased or diminished as conditions in the future may warrant.

Sec. 45.50.150. Disposal of Unused Portion of Plot. It is provided that the owners of any cemetery plots may dispose of the unused portion thereof to any other person, subject however to the rules and regulations of this ordinance and by-laws pertaining to such perpetual care for such portion sold after passage of this ordinance.

Sec. 45.50.160. Burial in Certain Area Outside Cemetery. It is provided that a certain area outside the cemetery property shall be available for the burial of persons whose relatives or friends may be unable to purchase plots or graves, and where they may be buried without the cost of a plot or grave space, but no such burials shall be made without making application to the City of Wrangell for such permit, and shall be subject to all the regulations made and provided for such cases.

Sec. 45.50.170. Investment Fund. All monies received from the sale of plots and graves, and monies received for perpetual care from persons who are now holders of plots and grave spaces, shall be deposited in a trust investment fund, only the interest therefrom shall be available for the annual care cost of the cemetery.

All monies received from assessments for the annual care of plots and graves from persons who do not elect to provide for perpetual care, shall be available for the annual care cost of the cemetery, and providing that in the event the interest on the said investment fund, and the annual assessments as herein mentioned shall be sufficient for the proper annual cost and maintaining of the cemetery, the City of Wrangell shall provide such deficiency from the City of Wrangell General Fund.

Sec. 45.50.180. Special Care. Owners of plots and graves may arrange with the superintendent in charge for any special care as may be desired, other than the uniform care as provided.

Sec. 45.50.190. Use of Cemetery Roads Restricted. No person shall drive any horse or vehicle in or through the cemetery, its roads or paths, for ordinary purposes of traffic and travel, nor permit any cattle, horses, sheep, hogs or other stock of any kind to enter in or upon or to feed or graze in the cemetery.

ORIGINAL

CITY OF WRANGELL, ALASKA

Ordinance No. 255

AN ORDINANCE PROVIDING FOR THE LEVY AND COLLECTION OF A GENERAL PROPERTY TAX, ASSESSMENT OF REAL AND PERSONAL PROPERTY, AND PENALTIES; REPEALING ORDINANCE NO. 184 AND ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted become a part of the city of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance No. 184 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 60.20.010 through 60.20.570 all inclusive, are hereby adopted as a part of this ordinance and Title 60 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED July 28, ¹⁹⁷⁰~~1969~~

[Signature]
Mayor

ATTEST [Signature]
Clerk

Published July 30, 1970

CITY OF WRANGELL CODE

TITLE 60. TAXATION

Chapter 20. PROPERTY TAX

Section

- 60.20.010. Levy of Tax; Nature; Limitation.
- 60.20.020. Exemptions from Tax.
- 60.20.030. Classification of Property for Purposes of Taxation.
- 60.20.040. Returns.
- 60.20.045. Failure to Submit Return
- 60.20.050. Contents of Returns; Additional Information.
- 60.20.060. Assessor Not Bound by Valuation of Returns.
- 60.20.070. Assessor's Right to Inspect and Examine.
- 60.20.080. Determination of True Value.
- 60.20.090. Manner of Listing Property.
- 60.20.100. Preparation; Contents of Assessment Roll.
- 60.20.120. Assessment Notice.
- 60.20.130. Publication of Notice of Equalization Hearings.
- 60.20.140. Corrections by Assessor.
- 60.20.150. Appeal by Person Assessed.
- 60.20.160. Notice of Errors or Changes in Assessment Roll by Board to Person.
- 60.20.170. Filing of Appeal by Person Assessed.
- 60.20.180. Appeal Record.
- 60.20.190. Notice of Hearing.
- 60.20.200. Hearing of Appeal.
- 60.20.210. Entry of Decisions.
- 60.20.220. Appeal to Court.
- 60.20.230. Record of Proceedings.
- 60.20.240. Entry of Changes by Assessor.
- 60.20.250. Completion of Assessment Roll.
- 60.20.260. Basis of Computation.
- 60.20.270. Validity of Assessment Rolls.
- 60.20.280. Delivery of Assessment Roll to Council.
- 60.20.290. Council Fixes Rate of Tax Levy.
- 60.20.300. Time for Mailing of Tax Statements.
- 60.20.310. Delinquent Date for Payment of Taxes.
- 60.20.320. Penalties, Interest and Discounts.

CITY OF WRANGELL CODE

TITLE 60. TAXATION

Chapter

Section

20.

PROPERTY TAX

- 60.20.330. Foreclosure of Tax Lien on Real Property.
- 60.20.340. Notice of Foreclosure List to Lienholder.
- 60.20.350. Costs of Publication.
- 60.20.360. Foreclosure Proceedings; General.
- 60.20.370. Petition for Judgment and Decree Foreclosing Liens.
- 60.20.380. Answer and Defenses by Interested Persons.
- 60.20.390. Validity; Correction of Irregularity.
- 60.20.400. Judgment and Decree; Lien; Interest.
- 60.20.410. Sale of Properties to City; Certificate of Sale.
- 60.20.420. Period Property Held; Redemption.
- 60.20.430. Release of Claims by City; Certificate of Redemption.
- 60.20.440. Possession During Redemption Period by Owner; Forfeiture.
- 60.20.450. Notice of Expiration of Redemption Period.
- 60.20.460. Deed to City.
- 60.20.470. Title of City; Title of Purchaser on Resale.
- 60.20.480. Special Assessments Deemed Tax; Delinquency.
- 60.20.490. Taxes a Lien Upon Property Assessed.
- 60.20.500. Owner of Personal Property Assessed Personally Liable.
- 60.20.510. Personal Property Taxes; Demand for Payment.
- 60.20.520. Distraint and Sale of Personal Property.
- 60.20.530. Warrant of Distraint.
- 60.20.540. Notice of Sale at Public Auction.
- 60.20.550. Sale of Seized Property.
- 60.20.560. Return on Sale.
- 60.20.570. Proceeds of Sale.

Chapter 20. TAXATION in General

Sec. 60.20.010. Levy of Tax; Nature; Limitation. There shall be assessed, levied, and collected a general tax for school and municipal purposes upon all real and personal property of every kind and nature, including boats and vessels within the City. The levies for school and municipal purposes shall be separately made and fixed, and the aggregate levy shall not exceed three per cent (3%) of the assessed value of the property assessed.

Sec. 60.20.020. Exemptions from Tax. All property belonging to the City, the State, and to the United States of America, and the household furniture of the head of a family or householder not exceeding Two Hundred Dollars (\$200.00) in value, and all property used exclusively for religious, educational, charitable purposes, and the property of any organization, not organized for business purposes, whose membership is composed entirely of the veterans of any wars of the United States, or the property of any auxiliary of any such organization and all moneys on deposit, excepting where such organization or its auxiliary derives any rentals or profits from any such property owned by it or them, shall be exempt from such general tax.

Sec. 60.20.030. Classification of Property for Purposes of Taxation. Real and personal property within the City is hereby classified for purposes of taxation as follows: (a) Classification of Motor Vehicles for Purposes of Taxation. Each motor vehicle within the City and subject to taxation hereunder as personal property shall be assessed during the second calendar quarter of the tax year and shall be assessed at 100% of the actual value.

Assessments of motor vehicles shall be equal and uniform and equal to actual value. Actual value, for the purpose of this Section, shall be presumed to be current Official Blue Book, Northwest Region, retail values for the year, make and model of the motor vehicle in question; provided however, where the taxpayer can then make a showing to the satisfaction of the Tax Assessor that the vehicle has a lesser value, then the lesser value shall be its actual value.

Assessments of motor vehicles shall be made by the Clerk, or his designated deputy, as acting Assessor, and his assessment and computation of tax shall be considered as final; provided, however, the owner of motor vehicles so assessed and upon which the tax has been paid shall have the right to appear before the Board of Equalization sitting for the calendar year in which the assessment is made; and the Board shall have the same rights and perform the same duties and obligations with respect to equalizing and adjusting assessments and levies of general tax on motor vehicles as the Board has with respect to any other species of personal property; and the Clerk, under direction of the Council, shall refund to the taxpayers any excess of tax paid on motor vehicles where the valuation assessed and tax levied is reduced by the Board of Equalization.

The millage rate for the general tax upon motor vehicles shall be the same rate as fixed for the taxation of all other property within the City, excepting only boats and vessels as hereinafter provided, for the calendar tax year. However, inasmuch as the millage rate for the general tax herein provided for is not established and fixed not later than June 21 of each year, the millage rate to be applied to the valuation of motor vehicles assessed during that part of the calendar year prior to the date upon which the millage rate theretofore fixed by the Council for the preceding tax year; and, should the millage rate thereafter fixed be less than the millage rate for the preceding year the general tax on such motor vehicles shall be recomputed at the lesser rate and the excess of general tax collected shall be refunded to the taxpayer upon application made therefor; and, should the millage rate thereafter fixed be more than the millage rate for the preceding year, the balance of the general tax shall be collected from the taxpayer in accordance with the provisions of this ordinance.

(b) Classification of Boats and Vessels. Boats and vessels of every kind and description, including boats and vessels powered or designed to be powered by detachable outboard motors, within the City and subject to taxation therein, are hereby classified according to tonnage into three (3) categories, and shall be assessed and taxed as follows:

1. Under five (5) net tons, five dollars (\$5.00).
2. Five (5) net tons and over and under ten (10) net tons, ten dollars (\$10.00).
3. Ten (10) net tons and over, fifteen dollars (\$15.00).

Sec. 60.20.040. Returns. On or before February 1 of each year the Assessor shall mail blank assessment forms to every property owner and holder residing in the City, and to the agents of nonresident property owners, if known, to whom property within the City was assessed the previous year. Every person prior to February 21 shall submit to the Assessor a return of any property owned by him, or in which he has an interest, and of the property held or controlled by him in a representative capacity, in the manner prescribed in this Ordinance, which return shall be based on property values existing as of January 1 of the same year.

Sec. 60.20.045. Failure to Submit Return. A person duly receiving a blank assessment form and who shall fail or refuse to complete and timely submit said return may, as an alternative to independent investigation by the Assessor, be presumed to have One thousand dollars (\$1,000.00) worth of personal property, excluding motor vehicles and boats, and the Clerk may compute such person's tax, less exemption, on that presumed value plus any real property properly listed on the assessment tax role.

Sec. 60.20.050. Contents of Returns; Additional Information. The person making the return shall in every case state an address

to which all notices required to be given to him under this ordinance may be mailed or delivered.

The return shall show the nature, quantity, description, amount and value of the property, the place where the property is situated, and the return shall be in such form and include such additional information as the Council may prescribe, and shall be signed and verified by the person liable or his authorized agent or representative.

The Assessor may, by notice in writing to any person by whom a return has been made, require from him a further return containing additional details and more explicit particulars, and upon receipt of the notice, that person shall comply with its requirements within thirty (30) days.

Sec. 60.20.060. Assessor Not Bound by Valuation of Returns. The Assessor need not accept as correct the return of any person and upon independent investigation he may make his own listing and assessment of the property subject to taxation. If a person having property subject to taxation has not made a return upon investigation the Assessor may make his own listing and assessment thereof which shall be prima facie evidence thereof for all legal purposes and proceedings.

Sec. 60.20.070. Assessor's Right to Inspect and Examine. For the purposes of making investigations the Assessor, or his designated deputy, shall have the right of access to the premises and may examine all property records involved, and any person shall, upon request, furnish to the Assessor, or his designated deputy every facility and assistance for the purpose of the investigation.

The Assessor may examine a person on oath or otherwise, and upon request of the Assessor, the person shall present himself for examination by the Assessor.

Sec. 60.20.080. Determination of True Value. Property shall be assessed at its full and true value in money, as of January 1 of the assessment year. In determining the full and true value of property in money, the person making the return, or the Assessor, as the case may be, shall not adopt a lower or different standard of value because the same is to serve as a basis of taxation, nor shall he adopt as a criterion of value the price for which the property would sell at auction, or at a forced sale, either separately or in the aggregate with all of the property in the City, but he shall value the property at such sum as he believes the same to be fairly worth in money at the time of assessment.

Sec. 60.20.090. Manner of Listing Property. The Assessor shall complete the listing of all real and personal property within the Limits of the City before March 20 of each year. The Listing of all taxable property may be made upon permanent separate ledger cards which will be the combined assessment roll and tax ledger. Real property shall be assessed to the owner of record as shown in the records of the Recorder for the Wrangell Recording District; provided, however, that any other person having an interest in the

property may be listed on the records with the owner. The person in whose name any property is listed as owner thereof shall be conclusively presumed to be the legal owner of record. If the owner of the land is unknown the land may be assessed to an "unknown owner" or "unknown owners". No assessment shall be invalidated by a mistake, omission or error in the name of the owner of the real property assessed, if the property is correctly described.

Sec. 60.20.100. Manner of Describing Property. The Assessor may list real property located in the Townsite of Wrangell and any addition thereto by lot and block number, and similarly for any subdivided property. Unsubdivided property may be listed according to survey description, or by giving the boundaries thereof, or by reference to the book and page of the records of the Wrangell Recording District where recorded, or by designation of tax lot number referring to a public record kept by the Tax Assessor of descriptions of real property, or by such other manner as to cause the description to be made certain. Initial letters, abbreviations, fractions and exponents to designate any lot or block or part thereof, or any distance, course, bearing or direction, may be employed in any such description of real property.

Sec. 60.20.110. Preparation; Contents of Assessment Roll. The Assessor shall prepare an annual assessment roll, after consideration of all returns made to him pursuant to this Ordinance, and after careful inquiry from such sources as he may deem reliable. On the roll he shall enter the following particulars: (a) The names and last known addresses of all persons with property liable to assessment and taxation. (b) A description of all taxable property. (c) The assessed value, quantity, or amount of said property. (d) The arrears of taxes, if any, owing by any persons.

Sec. 60.20.120. Assessment Notice. The Assessor shall give to every owner, or his authorized agent named in the assessment roll, a notice of assessment showing the assessed value of his property. On the back of each assessment notice shall be printed a summary for the information of the taxpayer of the date when the taxes are payable, delinquent, and subject to penalty and interest, dates when the Council will sit as an Equalization Board for equalization purposes, and any other particulars specified by the Council.

The assessment notice shall be directed to the person to whom it is to be given, and shall be sufficiently given if it is mailed by first class mail addressed to, or is delivered at, his address as last known to the Assessor, or, if the address is not known to the Assessor, the notice may be addressed to the person at the post office nearest to the place where the property is situated. The Assessor shall, on or before March 20 of each year, mail or deliver the assessment notices and the date when mailed or delivered shall be deemed to be the date on which the notice was given for purposes of this Ordinance.

Sec. 60.20.130. Publication of Notice of Equalization Hearings. When all assessment notices have been mailed, the Assessor shall

cause to be published in a newspaper of general circulation which is published in the City at least once each week for two (2) successive weeks a notice that the assessment rolls have been completed. Which notice shall state when and where the equalization hearings shall be held by the Council sitting as a Board of equalization, hereinafter called Board. The Board of Equalization meetings shall be held on the first Monday following the first Thursday in May and continue each day thereafter until its scheduled business is completed.

Sec. 60.20.140. Corrections by Assessor. The Assessor may correct any error or supply any omission made or arising in the preparation of the assessment roll at any time before the sitting of the Board of Equalization. It shall be the duty of every person receiving an assessment notice to advise the Assessor of any error or omission he may have observed in the assessment of his property, in order that the Assessor may correct the same.

Sec. 60.20.150. Appeal by Person Assessed. Any person who receives notice or whose name appears on the assessment roll may appeal, as hereinafter provided, to the Board with respect to any alleged error in the valuation, overcharge or omission of the Assessor, not adjusted to the taxpayer's satisfaction. A person appealing from a presumed assessment as provided in Sec. 60.20.-045 shall not prevail unless able to demonstrate excusable neglect, delay in mail delivery, or error in name.

Sec. 60.20.160. Notice of Errors or Changes in Assessment Roll By Board to Person. Whenever it appears to the Board that there are overcharges or errors or invalidities in the assessment roll, or in any of the proceedings leading up to or subsequent to the preparation of the roll, and there is no appeal before the Board by which the same may be dealt with, or where the name of any person is ordered by the Board to be entered on the assessment roll, by way of addition or substitution, for the purpose of assessment, the Board shall cause notice of assessment to be mailed by the Assessor to that person or his agent giving him at least thirty (30) days from date of such mailing within which to appeal to the Board against assessment.

Sec. 60.20.170. Filing of Appeal by Person Assessed. Notice of appeal, in writing, specifying the grounds for appeal, shall be filed with the Board within thirty (30) days after the date on which the Assessor's notice of assessment was given to the person appealing. The notice must contain a certification that a true copy thereof was mailed or delivered to the Assessor. If notice of appeal is not given within that period, the right of appeal shall cease as to any matter within the jurisdiction of the Board, unless it is shown to the satisfaction of the Board that the taxpayer was unable to appeal within the time so limited. A copy of the notice of appeal must be sent to the Assessor as herein indicated.

Sec. 60.20.180. Appeal Record. Upon receipt of the notice of Appeal, the Assessor shall make a record of the same in such form as the Board may direct, which record shall contain all the information shown on the assessment roll in respect of the subject matter of the appeal, and the Assessor shall place the same before the Board from time to time as may be required by the Board.

Sec. 60.20.190. Notice of Hearing. The Board shall cause a notice of the sitting at which the appeal is to be heard to be mailed by the Assessor to the person by whom the notice of appeal was given, and to every other person in respect of whom the appeal is taken, to their respective addresses as last known to the Assessor.

Sec. 60.20.200. Hearing of Appeal. At the time appointed for the hearing of the appeal or as soon thereafter as the appeal may be heard, the Board shall hear the appellant, the Assessor, other parties to the appeal and their witnesses, and consider the testimony and evidence adduced, and shall determine the matters in question on the merits and render its decision accordingly.

If any party to whom notice was mailed as herein set forth fails to appear, the Board may proceed with the hearing in his absence.

The burden of proof in all cases shall be upon the party appealing.

Sec. 60.20.210. Entry of Decisions. The Board shall from time to time enter in the appeal record its decision upon the appeals brought before it, and shall certify to the same.

Sec. 60.20.220. Appeal to Court. Any person feeling aggrieved by any order of the Board shall have the right to appeal on a de novo basis to the District Court; provided, however, that the administrative remedy herein has been exhausted.

Sec. 60.20.230. Record of Proceedings. The Clerk shall be ex officio Clerk of the Board of Equalization on appeals and shall record in the minutes of the meeting all proceedings before the Board, the names of all persons protesting assessments, all changes, revisions, corrections, and orders relating to claims or adjustments. Within three (3) days following the final hearings of the Board the Clerk shall certify that the changes so reported are as approved by the Board of Equalization.

Sec. 60.20.240. Entry of Changes by Assessor. The Assessor shall enter the changes, so certified, upon his records, and no assessed valuations shall thereafter be changed.

Sec. 60.20.250. Completion of Assessment Roll. After the hearings held by the Board of Equalization on appeals are concluded, the Assessor shall complete the annual assessment roll, at a time to be determined by the Board, which shall be based on values as of January 1 immediately preceding, and he shall certify the same.

Sec. 60.20.260. Basis of Computation. All taxes to be levied or collected, except as otherwise provided, shall be calculated, levied and collected upon the assessed values entered in the assessment roll and certified by the Assessor as correct, subject to the taxpayer's rights to appeal and to the corrections made in the rolls pursuant to this Ordinance. If any person owning personal property subject to assessment by the City fails to file a statement thereof, as herein required, the Assessor shall prepare and file, as a part of the supplemental personal property rolls,

a statement and valuation of all personal property owned by the person, and proceedings thereafter shall be in accordance with this Ordinance.

Sec. 60.20.270. Validity of Assessment Rolls. Every assessment roll as completed and certified by the Assessor, and as corrected and amended by him from time to time in conformity with this Ordinance and the decisions of the Board shall, except insofar as the same may be further amended as a result of an appeal to the Board, as provided by this Ordinance, be valid and binding on all persons, notwithstanding any defect, error, omission or invalidity existing in the assessment roll or any part thereof, and notwithstanding any proceedings pertaining thereto.

Sec. 60.20.280. Delivery of Assessment Roll to Council. When the final assessment records have been completed by the Assessor as herein provided, the Assessor shall deliver to the Council on or before June 1 of each year a statement of the total assessed valuation of all real and personal property within the City.

Sec. 60.20.290. Council Fixes Rate of Tax Levy. The Council shall thereupon fix a rate of tax levy and designate the number of mills upon each dollar of value assessed taxable real and personal property that shall be levied in accordance with the provisions of Section 60.20.010 of this ordinance.

Sec. 60.20.300. Time for Mailing of Tax Statements. The City Clerk shall then prepare and mail tax statements to the person listed as the owner on the tax rolls prior to July 15 of each year.

Sec. 60.20.310. Delinquent Date for Payment of Taxes. All taxes levied in accordance with this ordinance shall be due and payable on or before November 15, and shall become delinquent after 5:00 P.M. on said date; provided, however, that the taxpayer shall have the right to pay such taxes in two (2) installments. If the first one-half (1/2) is not paid before delinquent date the entire tax becomes delinquent and penalty and interest accrue as hereinafter provided. If the first one-half (1/2) is paid before delinquency the second one-half (1/2) of such taxes shall accrue and be payable on or before May 15 of the following year and if not paid shall be delinquent after 5:00 P.M. on said date.

Sec. 60.20.320. Penalties, Interest and Discounts. When the general tax herein provided for is not paid on or before the due date, penalties and interest will accrue as follows: (a) If the first one-half (1/2) installment is not paid when due, a penalty of eight per cent (8%) per annum together with interest at the rate of eight per cent (8%) per annum on the whole of the unpaid taxes, not including penalty, from due date until paid in full, shall be added thereto.

(b) After the due date for the payment of the second one-half (1/2) installment a total penalty of not to exceed ten per cent (10%) shall be added to all delinquent taxes, and interest at the rate of eight per cent (8%) per annum shall accrue, as herein provided, upon all unpaid taxes, not including the penalty, from

due date until paid in full.

Sec. 60.20.330. Foreclosure of Tax Lien on Real Property. Whenever the Council elects to proceed to enforce the lien of taxes against real property, the Assessor shall within such time after the taxes become delinquent and due as the Council may direct, make up a roll in duplicate of all real property then subject to foreclosure. The roll shall show therein the names of the persons appearing in the latest tax roll as the respective owners of the tax delinquent properties, a description of each such property as it appears on the latest tax roll, the year or years for which taxes are delinquent, the amount of delinquent taxes for each year and penalty and interest thereon accruing the day six (6) months after the day of delinquency of taxes of the latest year. And thereon shall be endorsed under the hand of the Clerk and Corporate Seal, a certificate to the effect that said roll is a true and correct roll of the delinquent taxes of the City for the years there shown. The roll so made up shall be known as the foreclosure list of the City for the year in which the same is made up, the original of which shall be filed with the Clerk and remain open to inspection of the public. After the completion of the foreclosure list, the Assessor under the direction of the Council shall cause to be published, in a newspaper of general circulation in the City, to be designated by the Council, once a week for four (4) successive weeks, a notice under the hand of the Clerk setting forth that the foreclosure list of real property for the year or years, naming it or them has been completed and is open for public inspection at the office of the Clerk, and that on a certain day not less than thirty (30) days after the date of the first publication of the notice, a certified copy of the foreclosure list, together with a petition for judgment, shall be presented to the Superior Court for judgment and order or sale.

The publication of the foreclosure list shall be sufficient service on each person interested in any of the properties, and it shall not be necessary to mail a copy of any notice to the owner or to any other person interested in the property. All persons owning or claiming to own, or having or claiming to have, any interest in the property included in the foreclosure list, are charged with notice of the proceeding and all steps thereunder.

During the time of the publication of the foreclosure list and up to the time of sale any person may make payment on any piece or tract as set forth therein, together with the penalty and interest and proportionate share of the costs of publication and foreclosure; and the Clerk, or his designated deputy, shall make proper notation of the payment on both the original delinquent tax roll and the foreclosure list. On receipt of the delinquent tax payments as to a particular property any time one (1) week prior to the filing of the foreclosure list and petition, the City Clerk shall remove the property from both the list and petition.

Sec. 60.20.340. Notice of Foreclosure List to Lienholder. A mortgagee or other lienholder of a recorded lien on real property may file on forms to be provided by the City, with the City Clerk a request that notice of any foreclosure list including the real

property be given to the mortgagee or other lienholder.

The request shall contain the name and the address of the person filing it, the description of the property and the name of the owner or reputed owner thereof, and the date of expiration of the mortgage or lien, unless a further request therefor is filed. The City Clerk shall certify to the filing on a duplicate of the request and return the duplicate to the person making the request. Whenever any property described in the request for notice is included in a foreclosure list the City Clerk shall send by registered mail written notice thereof to the mortgagee or other lienholder. At the time of mailing the notice, the City Clerk shall note that fact in ink in the latest tax roll opposite the description of the property. The notation in the tax roll is prima facie evidence that the notice was mailed.

Sec. 60.20.350. Costs of Publication. The costs of publication of the foreclosure list and of the tax foreclosure proceedings shall be taxed by the Clerk of Court and paid by the City, but the same shall be apportioned by the Clerk to the several tracts ordered sold so that each such tract will bear its proportionate share of the costs and the same shall thereafter be a charge against the tract to which it is proportioned.

Sec. 60.20.360. Foreclosure Proceedings; General. One (1) general proceeding shall be brought on the part of the City to foreclose against each of the properties included in the foreclosure list. The persons whose names appear in the last tax roll as the owners of the property therein described shall be considered and treated as the owners of the property. Each such proceeding shall be a proceeding in remise against the property itself. If in any tax roll it appears that the owner of any property is unknown, then the property shall be proceeded against as belonging to an unknown owner.

Sec. 60.20.370. Petition for Judgment and Decree Foreclosing Liens. On the date of the first publication a certified copy of the foreclosure list together with a petition praying for a judgment and decree foreclosing the tax liens, shall be filed with the Superior Court.

Sec. 60.20.380. Answer and Defenses by Interested Persons. Within thirty (30) days after the filing of the petition any person owning or having any legal or equitable interest in, or a lien upon, any tract listed in the foreclosure list may file his answer and defenses thereto. The answer and defenses shall be in writing and specify the grounds of objection to the assessment or tax on the particular tract described in the answer. At any hearing, the foreclosure list shall be prima facie evidence of the regularity and legality of the assessment and levy of the tax and that the same is unpaid.

Sec. 60.20.390. Validity; Correction of Irregularity. No assessment of property or charge for taxes shall be considered invalid because of: (a) An irregularity in an assessment roll. (b) An assessment roll not having been made, completed or returned

within the time prescribed by law. (c) The property having been listed or charged in an assessment or tax roll without any name or with a name other than that of the owner.

No error or informality on the part of any officer in connection with the assessment, equalization, levy or collection shall vitiate or affect the assessment of the property or the taxes thereon. Any such irregularity, informality, omission or other error may, in the discretion of the Court, be corrected to conform to law.

Sec. 60.20.400. Judgment and Decree; Lien; Interest. Not less than thirty (30) days after the filing of the petition for judgment the Court shall grant judgment for the delinquent taxes, penalty and interest appearing to be due on the several parcels of real property described in the petition, and shall decree that the several liens of such taxes be foreclosed. The judgment shall be a several judgment against and lien upon each parcel of property included therein, and shall bear interest at the rate of eight per cent (8%) from the date of entry thereof. Where answers have been filed the Court may enter judgment against and order sale of all other properties pending the determination of the subjects in controversy.

Sec. 60.20.410. Sale of Properties to City; Certificate of Sale. The Court shall order that the several properties, against which the judgment and decree is entered, shall be sold directly to the City for the respective amounts of taxes and interest for which the properties are severally liable. The Clerk of the Court shall deliver to the Clerk a certified copy of the judgment and decree, included in which shall be a list of the properties so ordered sold, with the several amounts due thereon.

The certified copy shall constitute a certificate of sale to the City of the several properties described in the judgment and decree and no other certificate need be issued.

Sec. 60.20.420. Period Property Held; Redemption. All real properties sold to the City by judgment and decree as aforesaid, shall be held by the City for the period of one (1) year from and after the date of the judgment and decree of foreclosure, unless sooner redeemed. During the year any person having an interest in the property at the date of the judgment and decree, or any heirs or devisees of the person, or any person holding a lien of record thereon, or any municipality having a lien on the property, may redeem the same by payment of the full amount applicable to the property under the judgment and decree, with interest thereon and costs charged against the property. Property so redeemed shall be subject to assessment and taxation during the period of redemption as though it had continued in private ownership. Any person holding a mortgage or other lien of record covering only a particular parcel of real property included in the judgment and decree may redeem such part by payment of the proportionate amount applicable thereto under the judgment and decree.

Sec. 60.20.430. Release of Claims by City; Certificate of Redemption. The receipt of the redemption money by the Clerk shall

operate to release all claims of the City, under the judgment and decree of foreclosure, to the property so redeemed, and thereupon the Clerk shall immediately make the proper entries in the records of his office showing that the property has been redeemed from the sale to the City, and he shall deliver to the person redeeming the property a certificate of redemption. The certificate shall contain a description of the property so redeemed, the total amount paid, and the date of entry of the judgment and decree of foreclosure and sale. The certificate shall be signed by the Clerk and shall be filed by the redemptioner at his expense, with the Recorder for the Wrangell Recording District. The Clerk then shall file a duly authenticated copy of the certificate of redemption as part of the judgment roll in the foreclosure procedure. No fee shall be charged for the issuance of a certificate of redemption, but any filing fees shall be paid in advance by the redemptioner.

Sec. 60.20.440. Possession During Redemption Period by Owner; Forfeiture. The sale of property to the City on foreclosure for delinquent taxes does not effect the former owner's right to possession of the property during the period of redemption. However, any waste of the property committed by the former owner or by anyone acting under his permission or control, shall work an immediate forfeiture by the former owner to the City of the right to such possession.

Sec. 60.20.450. Notice of Expiration of Redemption Period. Not more than forty-five (45) days or less than thirty (30) days prior to the expiration date of the period of redemption of any real property ordered sold to the City under a judgment and decree, as provided herein, the Clerk shall publish a general notice relative to the expiration of the period of redemption. The notice shall contain the date of judgment and decree, the dates of the expiration of the period of redemption and warning to the effect that all the properties ordered sold under the judgment and decree unless sooner redeemed, will be deeded to the City immediately on expiration of the period of redemption and that every right or interest of any person in the properties will be forfeited forever to the City. The notice shall be published in two (2) weekly issues of a duly designated newspaper of general circulation in the City within the period of fifteen (15) days as specified in this Section. The published notice may be a general notice and it shall not be necessary to include therein description of the several properties or the names of the respective owners.

Sec. 60.20.460. Deed to City. Upon filing proof of publication of notice of expiration of the redemption period as a part of the foreclosure proceedings, the properties not redeemed within the one (1) year period prescribed herein shall be deeded to the City by the Clerk of the Court. No return or confirmation of the sale or deed to the City is required or necessary.

Sec. 60.20.470. Title of City; Title of Purchaser on Resale. When the City acquires real property under foreclosure procedures, the conveyance vests in the City title to the property, free from

all liens and encumbrances except unpaid taxes and assessments duly levied for local improvements to the property and liens of the United States and the State. Sales by the City shall only be made by quitclaim deed subject to any and all liens of the United States and the State.

Sec. 60.20.480. Special Assessments Deemed Tax; Delinquency. The word "Tax" as used in this ordinance shall apply to special assessments made and levied by the City, and both such delinquent special assessments as well as delinquent general taxes may be included in the same delinquent tax roll and in the foreclosure list, but when so included shall be stated separately and the penalties and interest due on each shall also be stated separately.

Sec. 60.20.490. Taxes a Lien Upon Property Assessed. All taxes levied by the Council pursuant to this ordinance shall be a lien upon all property assessed, both real and personal, and such lien shall be prior and paramount to all other liens or encumbrances against the property assessed.

Sec. 60.20.500. Owner of Personal Property Assessed Personally Liable. The owner of all personal property assessed shall be personally liable for the amount of taxes assessed against his personal property, and the tax, together with penalty and interest, or any unpaid remainder thereof, may be collected, after the same becomes due, in a personal action brought in the name of the City against the owner in the Courts of the State, or in any other manner now or hereafter provided by law.

Sec. 60.20.510. Personal Property Taxes; Demand for Payment. When personal property taxes have become delinquent the City Clerk shall demand immediate payment of said taxes, together with penalty and interest. This demand shall be in writing and may be made by personal delivery thereof by the City Clerk, his deputy, or other person authorized by the City Clerk, or by depositing the demand in the post office with postage prepaid for delivery by certified mail. This demand shall in all cases precede the institution of action by the City to recover delinquent personal property taxes, either under the remedy of a personal action or the remedy of distraint and sale hereinafter described. The demand shall be in substantially the following form:

DEMAND FOR PAYMENT OF DELINQUENT PERSONAL PROPERTY TAXES

TO:

You are hereby notified that according to the tax and assessment rolls of the City of Wrangell you are delinquent in the payment of personal property taxes, penalties and interest, due and payable as follows:

	Year	Year	Year
Taxes	\$	\$	\$
Penalty	\$	\$	\$
Interest	\$	\$	\$
Total	\$	\$	\$

You are further notified that unless within ten (10) days of the date of this notice you pay the whole of said taxes, penalty and interest, the City of Wrangell will commence either a personal action against you on your personal liability to pay this tax, or the assessed property will be seized according to law under distraint proceedings and be sold to satisfy in fully the said tax,

Dated at Wrangell, Alaska, _____, 196__.

City Clerk
City of Wrangell, Alaska

Sec. 60.20.520. Distraint and Sale of Personal Property. In addition to the remedy of an action on personal liability described in Section 60.20.500, which shall not be construed as exclusive, the lien of personal property taxes may be enforced by distraint and sale of the personal property of the person assessed.

Sec. 60.20.530. Warrant of Distraint. Should the delinquent personal property tax, penalty and interest for which demand has been made be not paid, the Clerk may issue a warrant of distraint which shall be in form and substance as follows:

CITY OF WRANGELL,
ALASKA

WARRANT OF DISTRAINT

No. _____

TO: CHIEF OF POLICE, WRANGELL, ALASKA, GREETING:

You are hereby directed to serve a copy of this Warrant upon _____, at _____, and levy upon as much of the following described personal property of the said person assessed as the tax may have been levied upon, namely:

You are hereby further directed to distraint the same and sell such personal property at public auction not less than ten (10) days after notice of such sale has been given by posting, for and on behalf of the City of Wrangell under the authority given it by law to foreclose its tax lien on said personal property to satisfy delinquent personal property taxes of \$ _____, together with penalty of \$ _____ and interest of \$ _____, plus reasonable costs and expenses of sale.

And, if such personal property be insufficient to satisfy the total of said tax, penalty and interest due and payable, the City of Wrangell does hereby further direct you to seize, levy upon, distraint and sell as aforesaid such other personal property as the person assessed may possess to sat-

isfy according to law the said lien of the Ctiy of Wrangell for unpaid personal property taxes.

GIVEN under my hand and the seal of the City of Wrangell, Alaska, this _____ day of _____, 19_____.

Clerk, City of Wrangell

Sec. 60.20.540. Notice of Sale at Public Auction. Upon the warrant of distraint having been served and the property seized, the Chief of Police shall cause notice of sale to be posted in three (3) public places within the Ctiy in substantially the following form:

NOTICE OF SALE AT PUBLIC AUCTION
OF PERSONAL PROPERTY FOR UNPAID TAXES

NOTICE IS HEREBY GIVEN:

That the following described personal property will be sold at public auction at _____, in the City of Wrangell, on the _____ day of _____, at the hour _____ of said day, which day is not less than ten (10) days from and after the date of this Notice and the posting thereof:

Said personal property will be sold to satisfy the lien of the Ctiy of Wrangell for delinquent personal property taxes thereon in the amount of \$ _____, penalty of \$ _____, and interest of \$ _____, and reasonable costs and expenses of sale, unless said taxes, penalty and interest are paid in full prior to date of sale, and such sale will continue until each and all of the items of personal property herein described are sold to the extent necessary to satisfy said lien and the costs and expenses of said sale.

All of the personal property described herein or so much thereof as may be necessary in each individual case will be sold at public auction for cash to the highest bidder to discharge said tax claim. To defray such costs, in addition to storage or moving costs, if any, there will be assessed a commission of ten per cent (10%) on the first one hundred dollars (\$100.00) and five per cent (5%) on any sales in excess thereof received when said property is sold.

DATED at Wrangell, Alaska, this _____ day of _____, 19_____.

Chief of Police
Wrangell, Alaska

written demand and receipt therefor.

PASSED AND APPROVED this _____ day of _____, 19____.

Mayor

ATTEST:

City Clerk

CITY OF WRANGELL, ALASKA
Ordinance No. 254

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF ORDINANCE NO. 248, ENACTED NOVEMBER 25, 1969, BY LEVYING AND PROVIDING FOR THE COLLECTION OF A CONSUMERS' SALES TAX ON RETAIL SALES, RENTS, AND SERVICES, TO BE USED FOR SCHOOL OPERATING EXPENSES, CONSTRUCTION AND OPERATION OF SEWERS, CONSTRUCTION OF STREET AND SIDEWALK IMPROVEMENTS, AND TO THE EXTENT OF TAXES COLLECTED AT A RATE OVER 3% FOR GENERAL FUND PURPOSES, PROVIDING EXEMPTIONS THEREFROM, AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and shall become part of the Code for the City of Wrangell, Alaska.

Sec. 2. Repealing Clause. Sections 60.10.020, 60.10.050, 60.10.060, 60.10.140 and 60.10.150 of Ordinance No. 248, enacted November 25, 1969, are hereby repealed upon the effective date of this ordinance, and all other ordinances and parts of ordinances to the extent of any conflict with this ordinance, are hereby repealed.

Sec. 3. Effective Date. This ordinance shall be published and shall take effect, after final passage and publication of notice, on the 1st day of July, 1970.

Sec. 4. Adoption of Sections. The following annexed sections, Sec. 60.10.020, 60.10.050, 60.10.060, 60.10.140 and 60.10.150, all inclusive, are hereby adopted as a part of this ordinance and Title 60 of the City of Wrangell Code, with each numerically respective section to replace the sections earlier repealed by Sec. 2. of this ordinance.

Sec. 5. Penalty Adopted by Reference. Violation of the sections herein enumerated shall be punishable as specified in Title 30, Chapter 10 of the Wrangell City Code.

PASSED AND APPROVED: June 23, 1970.

[Signature]
Mayor

ATTEST
[Signature]
Clerk

TITLE 60 TAXATION

Chapter 10 Sales Tax

Sec. 60.10.020. Rate of Tax. Said tax is hereby levied in the amount of fourt per centum (4%) of the sales price of all retail sales, on all rents, and on all services made, paid or performed within the municipality, except that on sales of less than \$2.00 said tax is levied in accordance with the following schedule:

<u>Sales Price</u>		<u>Amount of Tax</u>
Under	\$0.12	None
\$.13	to .37	\$.01
.38	to .62	.02
.63	to .87	.03
.88	to 1.12	.04
1.13	to 1.37	.05
1.38	to 1.62	.06
1.63	to 1.87	.07
1.88	to 2.12	.08
Over \$2.12	straight 4%	

Sec. 60.10.050. Exemptions from Tax. The following transactions are exempt from the tax herein levied:

- (1) Salaries and wages received by an employee.
- (2) Sales made and services performed which are not in the regular course of business.
- (3) Sales and the gross receipts derived therefrom when the aggregate amount when computed under Sec. 60.10.030 amounts to less than thirteen (\$0.13) cents.
- (4) Sales including such rentals and services when the total sales and service prices derived by the seller or person furnishing such services does not aggregate \$200.00 in any calendar quarter year.
- (5) Dues or fees to clubs, labor unions, or fraternal organizations.
- (6) Remuneration for services and materials, including caskets, used or furnished for funerals.

- (7) All sales of commodities made to a manufacturer, broker, wholesaler or dealer and which are not consumed or destroyed by such purchaser, but which are resold in the same or an altered form, or which are used to package, crate or deliver the products of such purchaser.
- (8) All sales to a bona fide retailer when the same are purchased by him for resale in the ordinary course of business. In this connection, a retailer is one who regularly stocks merchandise for resale, displays the same to the public and holds himself out as regularly engaged in the business of selling such products either during a regular season or throughout the year direct to the consumer.
- (9) Gross receipts or proceeds derived from medical or dental services rendered, including hospital services, and from the sale of medicinal preparations when prescribed in writing by any licensed practitioner.
- (10) Gross receipts or proceeds derived from the transportation to and from grade or high schools in motor or other vehicles.
- (11) Gross receipts or proceeds derived from servicing freezing, storing, handling or wharfing of fish, or lumber or any other commodities awaiting shipment or in the process of being shipped.
- (12) Gross receipts or proceeds derived from sales to the United States Government, State of Alaska, City of Wrangell and any of its political subdivisions.
- (13) All sales for consumption outside of the City of Wrangell, if delivered by a common carrier by air, land or water to the purchaser.
- (14) All sales of any single article of which the price exceeds One Thousand Dollars (\$1,000.00), and all services, including contract prices for any single job of which the price exceeds One Thousand Dollars (\$1,000.00), shall be taxable only to the limit of One Thousand Dollars (\$1,000.00).

Sec. 60.10.060. Limitations of Use of Tax Proceeds. The proceeds of the tax hereby levied shall be used in such amounts as the Council of the City shall determine from time to time, depending upon the rate of tax collected, as follows:

- (1) The first three per centum (3%) of the sales price, which for the purposes of this section shall be three-fourths of the total amount of tax collected after the effective date of this ordinance, shall be used only for any of the following purposes:
 - (a) To operate and maintain school facilities.
 - (b) To construct and maintain sewers within the City and other purposes relating to the health and sanitation of the City.
 - (c) To plan, design and construct street and sidewalk improvements.

- (2) The fourth one per centum (1%) of the sales price, which for the purposes of this section shall be one-fourth of the total amount of tax collected after the effective date of this ordinance, shall be used only for any of the following purposes:
 - (a) For any general fund purpose for which monies of the City may be disbursed for any purpose authorized by law or charter.
 - (b) To the extent that tax proceeds from this source are not encumbered by purposes authorized in (a) above, to plan, design and construct street and sidewalk improvements and appurtenances.

Sec. 60.10.140. Effective Date. This ordinance shall become effective, after passage and approval and publication of notice thereof, on July 1, 1970.

Section 60.10.150. Severability. It is the intention of the council that each separate provision of this ordinance shall be deemed independent of all other provisions herein and it is the further intention of the council that if any provision of this ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable. In the event Sec. 60.10.020 herein, shall be declared invalid, the City shall automatically revert, both prospectively and for the period of invalidity, to Sec. 60.10.020 of Ordinance No. 248 which imposes a 3% consumers' sales tax.

ORIGINAL

CITY OF WRANGELL, ALASKA
Ordinance No. 253

AN ORDINANCE CODIFYING THE SCHEDULE OF TELEPHONE RATES WHICH MAY BE CHARGED BY ALASKA TELEPHONE CORPORATION WITHIN THE CITY OF WRANGELL; PROVIDING THAT THE COUNCIL MAY FROM TIME TO TIME AMEND AND CHANGE SUCH RATES BY A RESOLUTION; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections adopted hereby shall become a part of the Code of the City of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinances No. 149, 164, and 176, and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 54.30.010 through section 54.30.060, all inclusive, are hereby adopted as a part of this ordinance and Title 54 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED June 9, 1970

[Signature]
Mayor

ATTEST [Signature]
Clerk

CITY OF WRANGELL CODE

TITLE 54. PUBLIC UTILITIES

Chapter 30 Telephones

Section

- 54.30.010 Rates
- 54.30.020 Installation Fee
- 54.30.030 Effective Date
- 54.30.040 Modification by Council
- 54.30.050 Rate Basis
- 54.30.060 Use of Poles

Chapter 30. Telephones

Sec. 54.30.010. The monthly telephone rates which may be charged by Alaska Telephone Corporation within the City of Wrangell shall be as follows:

FOR EACH TELEPHONE USED FOR THE RESPECTIVE PURPOSES STATED:

FOR BUSINESS PURPOSES

One-party service.	\$16.50 per month
Two-party service.	\$14.00 per month
Multi-party service.	\$12.50 per month
On-premises extensions	\$ 2.25 per month
Off-premises extensions.	\$ 5.00 per month
Trunks	\$16.50 per month
Teletype two-wire circuit.	\$12.00 per month

FOR RESIDENTIAL PURPOSES

One-party service.	\$11.00 per month
Two-party service.	\$ 9.00 per month
Multi-party service.	\$ 7.75 per month
On-premises extensions	\$ 1.50 per month
Off-premises extensions.	\$ 5.00 per month

PRIVATE LINE SERVICE

Per mile and/or fraction thereof	\$ 4.00 per month
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Sec. 54.30.020. Installation Fee. The installation fees which may be charged by the Alaska Telephone Corporation within the City of Wrangell shall be as follows:

1. On-premises extensions
(Business and Residence) \$3.00
2. Other installation
(Excluding Special). \$5.00
3. Special Installation involving
wire in excess of two hundred
(200) feet and/or unusual
material and labor costs: time and
material costs.

Sec. 54.30.030. Effective Date. The telephone rates and installation fees stated in the preceding paragraphs were effective from and after May 1, 1963.

Sec. 54.30.040. Modification by Council. Notwithstanding telephone franchises periodically granted by the

City of Wrangell, there is reserved to the City all powers conferred in Alaska Statutes Sections 29.10.144, 29.10.147, 29.10.150, and 29.10.153, and the City Council may, by resolution, regulate, fix and establish, and from time to time change all rates and charges that may be charged for services rendered to the City or its inhabitants.

Sec. 54.30.050. Basis of Rates. The schedule of telephone rates listed in Sec. 54.30.010 to be charged by the Alaska Telephone Corporation are based on the premise that the rates will permit the corporation to realize a fair and reasonable rate of return in a range from seven (7) per cent to nine (9) per cent inclusive and in the event many telephone users presently using this service discontinue the same, the burden of making up the differential shall not rest on the telephone subscribers who continue with telephone service.

Sec. 54.30.060. Use of Poles. Alaska Telephone Corporation is hereby granted the right to use all poles owned by or under the control of the City of Wrangell during the period the franchise granted to the Alaska Telephone Corporation by Ordinance No. 169 is in effect. The corporation shall pay to the City of Wrangell the sum of Two Dollars and 25/100 (\$2.25) per year for each pole used by the corporation.

ORDINANCE NO. 252

AN ORDINANCE of the City Council of the City of Wrangell, Alaska, confirming the result of a special election held within the city on August 23, 1966; providing for the issuance and sale of water revenue bonds of the city in the principal amount of \$54,000 for the purpose of providing funds to construct additions to the water supply and distribution system of the city, as provided in Resolution No. 7-66-4 passed and approved July 20, 1966, and authorized by the qualified voters of the city at such special election; creating a Construction Fund and a Revenue Bond and Interest Sinking Fund Account; fixing the date, form, terms and maturities of said bonds to be issued; and providing certain covenants and protective features safeguarding the payment of the principal of and interest on said bonds.

WHEREAS, at a special election held in the City of Wrangell Alaska (hereinafter called the "City"), on August 23, 1966, the proportion of the qualified voters of the City required by law for the adoption thereof voted in favor of a proposition authorizing the issuance of revenue bonds in the principal amount of not to exceed \$500,000 for the purpose of providing funds to improve and extend the water supply and distribution system of the City as more particularly provided in Resolution No. 7-66-4 of the City, passed and approved July 20, 1966; and

WHEREAS, it is now found necessary and in the best interest of the City and its inhabitants that it sell and issue \$54,000 principal amount out of the \$500,000 said bonds so authorized, in order to pay part of the cost of such improvements;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Wrangell, Alaska, as follows:

Section 1. The result of the special election held within the City on August 23, 1966, at which the proportion of the qualified voters of the City required by law for the adoption thereof voted in favor of a proposition authorizing the issuance of water revenue bonds in the amount of not to exceed \$500,000 for the purpose of providing funds to

design, plan and construct a water supply and distribution system is hereby in all respects confirmed.

Section 2. As used in this ordinance the following words shall have the following meanings:

a. The word "Bonds" shall mean the \$54,000 principal amount of water revenue bonds of the City issued pursuant to this ordinance.

b. The words "Revenue Fund" shall mean the Water System Revenue Account of the City created by Ordinance No. 202 of the City.

c. The words "Sinking Fund Account" shall mean the Water Revenue Bond and Interest Sinking Fund Account created in this ordinance for the uses and purposes herein provided.

d. The words "Construction Fund" shall mean the Water System Construction Fund created in this ordinance for the uses and purposes herein provided.

e. The words "Reserve Account" shall mean the Water Revenue Bond Reserve Account created in Ordinance No. 202.

f. The words "Water System" shall mean the City of Wrangell Water System created herein.

g. The words "Outstanding Parity Bonds" shall mean the Water Revenue Bonds of the City issued pursuant to Ordinance No. 202 of the City.

h. The words "Future Parity Bonds" shall mean any water revenue bonds of the City issued after the date of the issuance of the bonds and having a lien upon the money in the Revenue Fund for the payment of the principal thereof and interest thereon equal to the lien upon the money in such Fund for the payment of the principal of and interest on the bonds and the Outstanding Parity Bonds.

Section 3. The City of Wrangell Water System (hereinbefore defined as the Water System) is hereby created, which shall consist of the existing water supply and distribution system of the City as the same shall be improved and extended out of the proceeds of the Bonds

and as the same may be added to, improved and extended for as long as any of the Outstanding Parity Bonds, the Bonds and any Future Parity Bonds are outstanding.

Section 4. For the purpose of providing part of the funds necessary to acquire, construct and install those certain improvements provided for in Resolution No. 7-66-4 of the City and as authorized by the qualified electors thereof at the above-mentioned special election, the City shall issue the Bonds.

The Bonds shall be dated November 1, 1968, shall be registrable as to principal only, shall be in the denomination of \$1,000 each, and shall bear interest at a rate of not to exceed 4 - 1/4% per annum payable semiannually on the first days of May and November of each year from date of issue as evidenced by coupons to be attached thereto. The Bonds shall be numbered from one up consecutively in order of maturity and shall mature on November 1 of each of the following years in the following amounts:

<u>Bond Nos.</u>	<u>Maturity Year</u>	<u>Amount</u>
1	1973	\$1,000
2	1974	1,000
3	1975	1,000
4	1976	1,000
5	1977	1,000
6	1978	1,000
7	1979	1,000
8	1980	1,000
9	1981	1,000
10	1982	1,000
11-12	1983	2,000
13-14	1984	2,000
15-16	1985	2,000
17-18	1986	2,000
19-20	1987	2,000
21-23	1988	2,000
23-24	1989	2,000
25-27	1990	3,000
28-30	1991	3,000
31-33	1992	3,000
34-36	1993	3,000
37-39	1994	3,000
40-42	1995	3,000
43-46	1996	4,000
47-50	1997	4,000
51-54	1998	4,000

Both principal of and interest on the Bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer, Wrangell, Alaska, or, at the option of the holder, at the main office of The Chase Manhattan Bank, N.A., in the Borough of Manhattan, New York, New York.

Section 5. Bonds maturing prior to November 1, 1979 shall not be subject to redemption prior to their scheduled maturities. The City hereby reserves the right to redeem the outstanding Bonds of this issue which mature on or after November 1, 1979, in whole, or in part in inverse numerical order, on any interest payment date, at the following prices expressed as a percentage of the principal amount, plus accrued interest to the date of redemption:

At 103 if redeemed November 1, 1978 and May 1, 1979;

At 102 if redeemed November 1, 1979 and May 1, 1980;

At 101 if redeemed November 1, 1980 and May 1, 1980;

At 100 if redeemed November 1, 1981 or thereafter.

The agreement of the City with the United States Government relative to the sale of the Bonds provides that if and as long as the Government holds any of the Bonds, it has waived and will waive (1) the noncallable provisions applicable to the Bonds so held, (2) the right to collect the specified premiums for the redemption of the Bonds so held, (3) the publication of notice of redemption of the Bonds to be redeemed.

Notice of any such intended redemption shall be given by publication once in a financial journal printed in the English language and of general circulation in the City of New York, New York, such publication to be not more than forty-five nor less than thirty days prior to said redemption date and, if any of the Bonds to be redeemed are registered, by mailing a like notice at the same time to the registered owner of each bond to be so redeemed. The redemption notice shall state the serial number of the Bonds called for redemption

and that interest thereon will cease on the redemption date.

Section 6. The bonds shall be in substantially the following form:

UNITED STATES OF AMERICA

NO. _____

\$1,000

STATE OF ALASKA
CITY OF WRANGELL

WATER REVENUE BOND, 1968

The City of Wrangell, Alaska, for value received hereby promises to pay to bearer or, if this bond be registered, to the registered owner thereof, on the first day of November, 19___, the principal sum of

ONE THOUSAND DOLLARS

together with interest thereon at the rate of ___% per annum payable semiannually on the first days of May and November of each year from date hereof as evidenced by and upon presentation and surrender of the attached interest coupons as they severally become due, or until such principal sum shall have been paid or duly provided for.

Both principal of and interest on this bond are payable in lawful money of the United State of America at the office of the City Treasurer, Wrangell, Alaska, or, at the option of the holder, at The Chase Manhattan Bank, N.A., in the Borough of Manhattan, New York, New York. Both such principal and interest are payable in accordance with the provisions of Ordinance No. ___ (hereinafter called the "Ordinance") adopted by the City Council of the City of Wrangell (herein called the "City") out of the Water Revenue Bond and Interest Sinking Fund Account (hereinafter called the "Sinking Fund Account") of the City created by the Ordinance.

The city has not reserved the right to redeem bonds maturing

prior to November 1, 1979 prior to their scheduled maturities. The City has reserved the right to redeem the outstanding bonds of this issue which mature on or after November 1, 1979 in whole, or in part in inverse numerical order, on any interest payment date, at the following prices expressed as a percentage of the principal amount, plus accrued interest to the date of redemption:

At 103 if redeemed November 1, 1978 and May 1, 1979;

At 102 if redeemed November 1, 1979 and May 1, 1980;

At 101 if redeemed November 1, 1980 and May 1, 1980;

At 100 if redeemed November 1, 1981 or thereafter.

Notice of any such intended redemption shall be given in the manner provided in Section 5 of the Ordinance.

This bond is one of an authorized issue of water revenue bonds of the City of like amount, date and tenor except as to number and date of maturity in the aggregate principal amount of \$54,000 and is issued pursuant to a vote of the qualified electors of the City, pursuant to Resolution No. 7-66-4 and to the Ordinance for the purpose of providing part of the funds necessary to improve and extend the water supply and distribution system for the City.

All of the bonds of this issue are payable solely out of all charges, income and revenues derived from the operation or ownership of the water system of the City as said system is created and defined in the Ordinance, and all additions and improvements thereto and extensions thereof.

The City hereby covenants and agrees with the owner and holder of this bond that it will keep and perform all the covenants of this bond and of the Ordinance to be by it kept and performed.

The City does hereby pledge and bind itself to set aside from the money in its Water System Revenue Account (hereinafter called the "Revenue Account") and to pay into and maintain in

Account the various amounts required by the Ordinance to be paid into and maintained in said latter Accounts, all within the times provided by the Ordinance. The City has further pledged and bound itself to set aside and pay into the Revenue Fund Account all charges, income and revenues arising from its operation or ownership of its water system and all additions and improvements thereto and extensions thereof.

The amounts pledged to be paid into and maintained in the Sinking Fund Account and Reserve Account are hereby declared to be a prior lien and charge upon the money in the Revenue Fund Account superior to all other charges of any kind or nature except the charges for Current Expenses of the operation of the water and sewer system as such Current Expenses are defined in the Ordinance and equal in rank to the lien and charge of the outstanding water revenue bonds of the City dated April 20, 1967 and to any charges that may be made later upon the money in the Revenue Fund Account to pay and secure the payment of principal of and interest on any revenue bonds which the City may issue later on a parity with the bonds of this issue and said 1967 water revenue bonds.

The City has further bound itself to maintain said water system in good repair, working order and condition, to operate the same and the business in connection therewith in an efficient manner and at a reasonable cost, and to establish, maintain and collect rate and charges for water service supplied for as long as any of the bonds of this issue and all bonds issued on a parity therewith are outstanding, that will provide revenue sufficient to pay the maintenance and operating expenses of the water system, and the amounts required to be paid into the Sinking Fund Account to pay the principal of and interest on the bonds of this issue and all bonds issued on a parity therewith and to make all payments into the Water Revenue Bond Reserve Account required by the Ordinance.

It is hereby certified and declared that all acts, conditions and things required to exist, to have happened and to have been performed precedent to and in the issuance of this bond do exist.

have happened and have been performed in regular form, time and manner.

IN WITNESS WHEREOF, the City of Wrangell, Alaska, has caused this bond to be signed by its mayor, to be attested by its Clerk, the official seal of the City to be impressed hereon, and the interest coupons attached hereto to be signed with the facsimile signatures of said officials this first day of November, 1968.

CITY OF WRANGELL, ALASKA

By _____
Mayor

ATTEST:

City Clerk

The interest coupons to be attached to the Bonds shall be in substantially the following form:

NO. _____ \$ _____

On the first day of _____, 19____, the City of Wrangell, Alaska, will pay to bearer at the office of the City Treasurer, Wrangell, Alaska, or, at the option of the holder, at the main office of The Chase Manhattan Bank, N.A., Borough of Manhattan, New York, New York, the amount shown hereon in lawful money of the United States of America, said amount being the semiannual interest due that day on its Water Revenue Bond, 1968, dated November 1, 1968, and numbered _____.

CITY OF WRANGELL, ALASKA

By _____
Mayor

ATTEST:

City Clerk

The Bonds shall have endorsed thereon the following registration certificate:

This bond may be registered as to principal only on the bond registry book of the City maintained at the office of the City Treasurer, Wrangell, Alaska, such registration to be noted hereon, and thereafter the principal of this bond shall be payable

only to the registered holder, his legal representative or assigns.

This bond, if registered, shall be transferable to another registered holder or back to bearer only upon presentation to the City Treasurer with the legal assignment duly acknowledged or proved.

Registration of this bond shall not affect the negotiability or the coupons attached hereto, which shall at all times be transferable by delivery.

Date of Registration	Name and Address of Registered Owner	Signature of Authorized Officer
:	:	:
:	:	:
:	:	:
:	:	:
:	:	:
:	:	:
:	:	:
:	:	:

Section 7. The bonds shall be signed on behalf of the City by its Mayor, shall be attested by the City Clerk, and shall have the official seal of the City impressed thereon. Each of the interest coupons attached thereto shall be signed with the facsimile signatures of said officials.

Section 8. Any purchaser of any maturities of the Bonds as advertised for sale by the City may elect to accept a nonnegotiable bond registered as to both principal and interest with a face value in the amount of such purchase, in lieu of individual coupon bonds. Any such fully registered bond shall be executed in the manner provided for the Bonds and shall be of type composition on paper of sufficient weight and strength to prevent deterioration throughout

the life of the loan represented by such fully registered bond.

Fully registered bonds shall be dated November 1, 1968, shall bear such rate or rates of interest from such date as may be fixed upon the sale or sales thereof, shall mature in installments in the years and amounts set forth in Section 4 of this ordinance, and shall be in substantially the following form, with such variations, omissions and insertions as may be necessary under the circumstances.

UNITED STATES OF AMERICA

NO. _____

\$54,000

STATE OF ALASKA
CITY OF WRANGELL

WATER REVENUE BOND, 1968

The City of Wrangell, Alaska (hereinafter called the "City"), acknowledges itself indebted and for value received promises to pay to the United States of America, Economic Development Administration, or its successor, (herein sometimes called the "Payee") or its registered assigns (herein sometimes called the "Alternate Payee"), the principal sum of

FIFTY FOUR THOUSAND DOLLARS

on the first day of November in years and installment as follows:

<u>Maturity Year</u>	<u>Amount</u>
1973	\$1,000
1974	1,000
1975	1,000
1976	1,000
1977	1,000
1978	1,000
1979	1,000
1980	1,000
1981	1,000
1982	1,000
1983	2,000
1984	2,000
1985	2,000
1986	2,000
1987	2,000
1988	2,000
1989	2,000
1990	3,000

<u>Maturity Year</u>	<u>Amount</u>
1991	\$3,000
1992	3,000
1993	3,000
1994	3,000
1995	3,000
1996	4,000
1997	4,000
1998	4,000

in lawful money of the United States of America, and to pay interest on the balance of said principal from time to time remaining in like lawful money at the rate of 4 - 1/4% per annum semiannually on the first days of May and November of each year from date hereof until the principal amount hereof has been paid or such payment has been duly provided for.

So long as the Payee is the registered owner of this bond, the Federal Reserve Bank of Richmond, Richmond, Virginia, shall act as collection agent for the Payee for collection of both principal of and interest on this bond. So long as an Alternate Payee is the registered owner hereof, said payments shall be made at the Office of the City Treasurer, Wrangell, Alaska, or, at the option of the holder, at the main office of The Chase Manhattan Bank, N.A., Borough of Manhattan, New York, New York.

Payments of principal and interest, including prepayments of installments of principal as hereinafter provided, shall be noted on the Payment Record made a part of this bond. Upon final payment of principal and interest this bond shall be submitted to the City for cancellation and surrender.

Both principal of and interest on this bond are payable solely out of the special account of the City known as the "Water Revenue Bond and Interest Sinking Fund Account" (herein called the "Sinking Fund Account") created by Ordinance No. _____ of the City (herein called the "Ordinance").

In addition to the installments of principal required

to be paid by the City as hereinabove set forth, the City shall at its option have the right to prepay installments due on or after November 1, 1979, on any interest payment date, in multiples of \$1,000 in whole or in part in the inverse chronological order of such installments, at the following prices expressed in terms of a percentage of the principal amount thereof, plus accrued interest to the date of prepayment:

At 103 if prepayed November 1, 1978 and May 1, 1979;

At 102 if prepayed November 1, 1979 and May 1, 1980;

At 101 if prepayed November 1, 1980 and May 1, 1980;

At 100 if prepayed November 1, 1981 or thereafter.

As long as the registered owner hereof shall be the Payee, the City may prepay on any interest payment date the entire unpaid principal amount thereof, or from time to time, in the inverse chronological order of said installments, may prepay such lesser portion thereof, in multiples of \$1,000, as the City may determine, at the principal amount thereof plus accrued interest to the date of such prepayment.

Notice of any such optional prepayment shall be given at least thirty days prior to the prepayment date by mailing to the registered owner of this bond a notice fixing such prepayment date, the amount of the principal to be prepaid and the premium, if any.

As provided in the Ordinance, this bond is exchangeable, at the sole expense of the City, at any time upon ninety days' notice at the request of the registered owner hereof, and upon surrender of this bond to the City, for definitive bonds payable to bearer, of the denomination of \$1,000 each, bearing interest at the same rate as this bond, with the same rights of redemption as provided for definitive bonds in Section 5 of the Ordinance, in an aggregate principal amount equal to the unpaid principal

amount of this bond and in the form of such coupon Bonds as are provided for in Section 6 of the Ordinance.

This bond is issued pursuant to a vote of the qualified electors of the City, and the Ordinance for the purpose of providing funds necessary to acquire, construct and install improvements to the water supply and distribution system of the City. This bond is payable solely out of all charges, income and revenues arising from the operation or ownership of the water system of the City as said system is created and defined in the Ordinance and all additions and improvements thereto and extensions thereof.

The City hereby covenants and agrees with the owner and holder of this bond that it will keep and perform all the covenants of this bond and the Ordinance to be by it kept and performed.

The City does hereby pledge and bind itself to set aside from the money in its Water Revenue Account and to pay into and maintain in the Sinking Fund Account and its Water and Sewer Revenue Bond Reserve Account the various amounts required by the said Ordinance to be paid into and maintained in said latter Accounts, all within the times provided by said ordinance. The City has further pledged and bound itself to set aside and pay into said Water Revenue Account all charges, income and revenues arising from its operation or ownership of its water system and all additions and improvements thereto and extension thereof.

The amounts pledged to be paid into and maintained in the Sinking Fund Account and in said Reserve Account are hereby declared to be a prior lien and charge upon the money in said Water Revenue Account superior to all other charges of any kind or nature except the charges for Current Expenses of the operation of the water system as such Current Expenses are defined in the Ordinance, and equal in rank to the lien and charge of the outstanding water revenue bonds of the City dated April 20, 1937 and to any charges that may be made later upon the money in said Water Revenue Account to pay and secure

the payment of the principal of and interest on any revenue bonds which the City may issue later on a parity with this bond.

The City has further bound itself to maintain said water system in good repair, working order and condition, to operate the same and the business in connection therewith in an efficient manner and at a reasonable cost, and to establish, maintain and collect rates and charges for water service, for as long as this bond and any bonds issued on a parity herewith are outstanding, that will provide revenue sufficient to pay the maintenance and operating expenses of the water system, the amounts required to be paid into the Sinking Fund Account to pay the principal of and interest on this bond and any and all bonds issued on a parity herewith and to make all payments into the Water Revenue Bond Reserve Account as required by the Ordinance.

This bond may be assigned, and upon such assignment the assignor shall promptly notify the City Treasurer by registered mail, and this bond shall then be surrendered to the City, either in exchange for a new fully registered bond or for transfer on the registration records and verification of the endorsements made on the Payment Record attached hereto of the portion of the principal amount hereof and interest hereon paid or prepaid, and every such assignee shall take this bond subject to such condition.

It is hereby certified and declared that all acts, conditions and things required to exist, to have happened and to have been performed precedent to and in the issuance of this bond do exist, have happened, and have been performed in regular form, time and manner.

IN WITNESS WHEREOF, the City of Wrangell, Alaska, has caused this bond to be signed by its Mayor, to be attested by its City Clerk, and the official seal of the City to be impressed hereon, all as

of the first day of November, 1968.

CITY OF WRANGELL, ALASKA

By _____
Mayor

ATTEST:

City Clerk

(Form of Assignment)

For value received, the undersigned registered owner thereof hereby sells, assigns and transfers the within bond unto _____

Dated: _____

In the presence of:

(Repeat this Form of Assignment)

(As provided in the within bond, notice of any assignment thereof shall be given by the assignor by registered mail to the Wrangell City Treasurer, and upon receipt of such notice the bond shall be registered as to both principal and interest on the registration books in the name of the assignee named above, but the City shall have the right to require surrender of said bond for verification of the Payment Record or, at the option of the City, in exchange for a new fully registered bond.)

PAYMENT RECORD

Due Date	Principal Payment	Principal Balance Due	Interest Payment	Date Paid	Name of Paying Agent Authorized Official and Title
----------	-------------------	-----------------------	------------------	-----------	--

(enter amounts)

(enter dates for principal and interest)

blank (blank) (blank)

(60 due dates--leave one-half inch space between each due date, etc., for manual interlining, if necessary; also half a page at end for any explanation which might be required)

Section 9. Any fully registered bond or bonds shall be redeemable, in whole or in part, to the extent of the time in the

manner and at the prices set forth in Section 5 hereof, except that there need be no publication of notice of redemption; provided, however, that as long as the United States of America or any agency or administrator of any agency thereof owns any such fully registered bond, the United States of America or such agency or administrator has waived and will waive the noncallable provisions applicable and the specified premiums for redemption set forth in Section 5.

Any fully registered bond or bonds may also be transferred by the registered owner thereof, provided that such transfer relates to the entire principal amount of the fully registered bond transferred, by proper execution of the assignment endorsed on such bond, and any such transfer shall be noted on the bond registration book of the City.

Upon ninety days' written notice by the holder of any fully registered bond, the City shall cause to be prepared and shall deliver to such holder, at its sole cost and expense, definitive coupon bonds of type composition and on bond paper of weight and strength that is customarily used for serial bonds of an issue comparable to this issue of Bonds.

Such definitive bonds shall be in the denomination of \$1,000 each, shall have coupons attached bearing dates representing all installments of interest due on each of said bonds, shall be in the total principal sum of the unpaid balance due on such fully registered bond, shall be numbered and mature as provided in Section 4 hereof on those dates of maturity which have not yet occurred on the date of such exchange, except that if any prepayment authorized herein shall have been effected, such prepayment shall be deemed to have redeemed such definitive bonds in inverse numerical order. Such definitive bonds and the coupons attached thereto shall be executed and authenticated as herein provided for the Bonds.

Section 10. The Bonds shall be sold after advertisement on sealed proposals to the highest and best private bidder or bidders

submitting a bid or bids with an effective rate over the life of the Bonds bid for of $4 - 1/4\%$ or less plus accrued interest to the date of delivery. Such bidders may submit bids for consecutive full annual maturities covering the first maturity and all maturities thereafter through at least March 1, 1978.

If no such bid is received from a bidder other than the United States of America or any agency thereof for part or all of the Bonds, the Bonds shall be sold to the United States or any agency thereof submitting a sealed bid at the rate agreed upon for the Bonds in the Offer of the Economic Development Administration of the United States Department of Commerce to purchase said Bonds, dated April 17, 1968.

The Clerk of the City is hereby authorized and directed to cause a short form of the official notice of sale of the Bonds to be published at least once in a paper of general circulation in Wrangell Alaska, at least seven days prior to the date when such bids will be received, publicly opened, considered and acted upon.

Section 11. There is hereby created a special fund of the City to be known as the "Water System Construction Fund" hereinbefore defined as the "Construction Fund"). The proceeds of the sale of the Bonds (except for accrued interest and except for the sum of \$_____ as capitalized interest, which shall be paid into the Sinking Fund Account) and all other temporary loans or Government advances and moneys received or transferred for the construction of the improvements for which the Bonds are authorized shall be paid into the Construction Fund and shall be expended solely for the purpose of paying the cost of the improvements to be constructed out of the proceeds of the sale of the Bonds and all costs incidental thereto.

Any money remaining in the Construction Fund after all costs of constructing the improvements for which the Bonds are

authorized have been paid, which costs shall include all costs of the issuance of the Bonds and costs incidental thereto, shall be promptly used to the extent possible for the redemption of Bonds, and any residue shall be deposited in the Sinking Fund Account. It is hereby provided, however, that the City shall have the right to withdraw any moneys in the Construction Fund, over the proceeds of the sale of the Bonds and any such loans or advances, which it may have transferred to the Construction Fund to finance the total cost of such additions, improvements and extensions and which were not used therefore.

Section 12. There has heretofore been created a special account of the City known as the "Water Revenue Account" (hereinbefore defined as the "Revenue Fund"). All charges, income and revenue arising from the operation or ownership of the Water System shall be deposited to the credit of the Revenue Fund and held in the custody of the Treasurer of the City separate and apart from all other City funds. The Revenue Fund shall be maintained for as long as any of the Outstanding Parity Bonds, the Bonds and any Future Parity Bonds are outstanding in a bank which is a member of the Federal Deposit Insurance Corporation, and shall be expended and used by the City only for the purposes and in the order hereinafter specified in the following Section 13 to 16 inclusive.

Section 13. Current expenses of the Water System (hereinafter called "Current Expenses") shall be payable as a first charge from the Revenue Fund as the same become due and payable. Current Expenses shall include all necessary operating expenses, current maintenance charges, expenses of reasonable upkeep and repairs, a properly allocated share of charges for insurance, and all other expenses incident to the operation of the Water System; but shall exclude depreciation and all general administrative expenses

of the City.

Section 14. There is hereby created another special account of the City to be known as the "Water Revenue Bond and Interest Sinking Fund Account" (hereinbefore defined as the "Sinking Fund Account") which shall be combined with the "Bond Account" created by Ordinance No. 202 and shall be at all times completely segregated and set apart from all other funds of the City and shall be a trust fund for the security and payment of the principal of and interest on the Outstanding Bonds and any Parity Bonds and all Future Parity Bonds as the same shall become due.

All accrued interest received from the sale of the Bonds shall be paid into the Sinking Fund Account immediately upon the receipt thereof. There shall also be deposited into the Sinking Fund Account out of the proceeds of sale of the Bonds the sum of \$ 2300.00 as and for capitalized interest.

The City hereby obligates and binds itself to set aside and pay into the Sinking Fund Account out of the Revenue Fund, after providing for the payment of Current Expenses, the following fixed amounts necessary to pay the principal of and interest on the Bonds as the same respectively become due and payable. Such payments shall be made into the Sinking Fund Account on or before the twentieth day of each month in the amounts hereinafter specified.

a. Beginning with the month of May, 1970, and continuing for as long as any of the Bonds are outstanding and unpaid, an amount equal to at least one-sixth of the interest to become due and payable on the next interest payment date on all of the Bonds then outstanding, provided that any accrued interest or capitalized interest paid into the Sinking Fund Account may be credited against the payments so required.

b. Beginning with the month of November 1972, and continuing for as long as any of the Bonds are outstanding and unpaid, an amount

equal to at least one-twelfth of the principal of the Bonds becoming due and payable on the next principal payment date.

Said amounts so pledged to be paid out of the Revenue Fund into the Sinking Fund Account, and the amounts pledged by Section 15 hereof to be paid out of the Revenue Fund into the Reserve Account, are hereby declared to be a prior lien and charge upon the money in the Revenue Fund superior to all charges of any kind or nature except the cost of Current Expenses, and equal in rank to the charges thereon necessary to pay the principal of and interest on the Outstanding Parity Bonds and on any Future Parity Bonds.

In the event that money and/or direct obligations of the United States of America maturing at such time or times and bearing interest to be earned thereon in amounts sufficient to redeem and retire the Bonds in accordance with their terms, are set aside in the Sinking Fund Account to effect such redemption or retirement and such money and/or the principal of and interest on such obligations are irrevocably set aside and pledged for such purpose, then no further payments need be made into the Sinking Fund Account for the payment of the principal of and interest of the Bonds, and the Bonds and the appurtenant coupons shall cease to be entitled to any lien, benefit or security of this ordinance except the right to receive the funds so set aside and pledged, and the Bonds and/or such coupons shall be deemed not to be outstanding hereunder.

Section 15. There has heretofore been created by Ordinance No. 202 the Water Revenue Bond Reserve Account (hereinbefore defined as "Reserve Account") and the City hereby covenants and agrees that it will set aside and pay into said Reserve Account out of the money in the Revenue Fund, after payment of Current Expenses, and out of any other moneys which it may now or later have on hand and available for such purposes, approximately equal monthly payments commencing with the month of March, 1970, so that by February 28, 1975, there

will have been paid into the Reserve Account a total sum at least equal to the average annual debt service on the Outstanding Parity Bonds and on the Bonds.

The City further agrees that it will at all times maintain such amount in the Reserve Account until there is a sufficient amount in the Sinking Fund Account and Reserve Account to pay the principal of, premium if any, and interest on all of the Outstanding Parity Bonds and the Bonds outstanding, at which time the money in the Reserve Account may be used to pay such principal, premium if any, and interest.

In the event the Bonds outstanding are ever refunded, the money in such Reserve Account may be used to retire Bonds, or may be transferred to any reserve account which may be created to secure the payment of the bonds issued to refund the Bonds outstanding.

In the event the moneys in the Sinking Fund Account are insufficient to meet maturing installments of either interest on or principal of and interest on the Bonds outstanding, such deficiency shall be made up from the Reserve Account by the withdrawal of cash therefrom. Any deficiency created in the Reserve Account by reason of any such withdrawal shall then be made up from the money in the Revenue Fund first available after making necessary provision for the required payments in the Sinking Fund Account and payment of the Current Expenses.

Section 16. Subject to all of the covenants hereinbefore provided in Section 13 to 15 hereof, the City may use the balance of existing money in the Revenue Fund at the close of each fiscal year (1) to redeem Outstanding Parity Bonds or outstanding Bonds on the next interest payment date in inverse numerical order and in an amount of not less than \$1,000 par value at any one time, or (2) for any expenditures, including the payment of debt service, in improving or restoring any existing Water System facilities or providing any such additional facilities, or (3) for any other lawful purpose.

Section 17. The corporate authorities of the City hereby declare. In fixing the amounts to be paid into the Sinking Fund

and Reserve Account as hereinbefore provided, that they have exercised due regard for the Current Expenses of the Water System and have not obligated the City to set aside and pay into said Accounts a greater amount of the revenue of the Water System than in their judgment will be available over the cost of such Current Expenses.

Section 18. Any moneys on deposit to the credit of the Revenue Fund, the Sinking Fund Account and the Reserve Account may be invested by the City in direct obligations of, or obligations the principal of and interest on which are secured by, the United States Government maturing prior to the date on which any of such money may be needed as hereinbefore provided, but maturing not later than the last maturity of Outstanding Parity Bonds or Bonds outstanding at the time of such purchase. Obligations so purchased shall be deemed at all times to be a part of the respective fund or account, and any interest earned thereon or income derived from the sale thereof shall be deposited in and become a part of such respective fund or account. The City shall sell at the best price obtainable any obligations so purchased whenever it shall be necessary so to do in order to provide moneys to meet any payment from such respective fund or accounts. The value of such investments shall be determined by the City in terms of current market value as of June 30 and December 31 of each year.

Section 19. The City hereby further covenants and agrees with the owner and holder of each of the Bonds for as long as any of the same remain outstanding, as follows:

a. That it will deposit in the Construction Fund any additional amount that may be necessary to pay the cost of constructing the improvements to the Water System as provided herein.

b. That it will establish, maintain and collect rates and charges for water service supplied for as long as any of the Outstanding Parity bonds, the Bonds and any Future Parity Bonds are outstanding that will provide revenue equal to 1.25 times the average amount required

Bonds, the Bonds and any Future Parity Bonds after payment of current expenses.

c. That it will at all times keep and maintain the Water System in good repair, working order and condition, and will operate the same and the business in connection therewith in an efficient manner and at a reasonable cost.

d. That it will not sell or dispose of the properties of the Water System (unless the same are no longer used, useful or necessary in the operation thereof) unless provision is made for payment into the Sinking Fund Account of a sum sufficient to redeem and retire all of the outstanding bonds payable out of such Account in accordance with the terms thereof.

e. That it will not furnish water service to any customers whatsoever free of charge, and will promptly take all legal action or actions necessary to enforce collection of any and all delinquent accounts.

f. That if such insurance is not already in effect it will procure and maintain fire and extended coverage insurance on the insurable portions of the Water System as is ordinarily carried on properties of similar public utilities by private companies engaged in the operation of the same, in an amount sufficient to provide for not less than full recovery whenever a loss from perils insured against does not exceed 80% of the full insurable value of the damaged property. In the event of any damage to or destruction of the Water System or any part thereof, the City will promptly arrange for the application of the insurance proceeds for the repair or reconstruction of the Water System or of the damaged or destroyed portion thereof.

That if such insurance is not already in force it will procure and maintain public liability insurance relating to the operation of the Water System with limits of not less than \$100,000 for one person and \$300,000 for more than one person involved in one

accident to protect the City from claims for bodily injury and/or death, and not less than \$10,000 from claims for damage to property of others which may arise from the City's operation or ownership of the Water System.

That if such insurance is not already in force and the City owns or operates a vehicle in the operation of the Water System, it will procure and maintain Vehicular Public Liability Insurance with limits of not less than \$100,000 for one person and \$300,000 for more than one person involved in one accident to protect the City from claims for bodily injury and/or death, and not less than \$10,000 from claims for damage to property of others which may arise from the City's operation of vehicles.

g. That it will keep accurate financial records and proper books relating to the operation of the Water System, and such records and books shall be open to inspection by the Bondholders and their agents and representatives at any reasonable time.

The City further covenants that not later than ninety days after the end of each fiscal year it will furnish to any Bondholder who shall request the same in writing copies of audit reports prepared by an independent public accountant reflecting in reasonable detail the financial condition and record of the operation of the Water System.

h. That for as long as the United States Government holds any of the Bonds the City shall furnish operating statements of the Water System in such form and substance and for such periods as may be requested by the Government.

i. That so long as the bonds shall be held by the United States of America, the City covenants as follows in lieu of the covenants of subsections d and f above:

(1) It will not dispose of or encumber its title or other interest in the facilities and improvements constructed and made out of the proceeds of the bonds, including the underlying realty or to any useful

for access to and the use thereof without first obtaining the written consent of such bondholder.

(2) It will carry insurance of such types in such amounts and with such insurance carriers as are acceptable to such bondholder.

Section 20. The City hereby further covenants and agrees with the owner and holder of each of the Bonds for as long as any of the same remain outstanding that it will not issue any Future Parity Bonds, except with the prior written consent of the Economic Development Administration.

Section 21. This Ordinance shall become effective one month after its final passage.

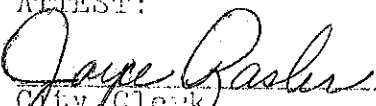
Section 22. The proper City officials are hereby authorized and directed to do everything necessary for the prompt issuance, execution and delivery of the Bonds and for the proper use and application of the funds derived from such sale.

PASSED AND APPROVED by the City Council of the City of Wrangell, Alaska, this 4th day of May, 1970.

CITY OF WRANGELL, ALASKA

By 

ATTEST:


City Clerk

First Reading April 28, 1970

Final Passage May 4, 1970

CITY OF WRANGELL, ALASKA
Ordinance No. 251

AN ORDINANCE PROVIDING FOR THE ADMINISTRATION OF THE CITY OF WRANGELL; ESTABLISHING THE FORM OF GOVERNMENT; CREATING DEPARTMENTS, COMMISSIONS AND BOARDS; PRESCRIBING DUTIES AND AUTHORITY OF CERTAIN OFFICERS AND EMPLOYEES; AND REPEALING ORDINANCE NOS. 1, Sec. 7, 8, 9 OF 74, AND 173.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WRANGELL, ALASKA:

Sec. 1. Classification. This ordinance is of a general and permanent nature and the code sections hereby adopted shall become a part of the Code of the city of Wrangell, Alaska.

Sec. 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Sec. 3. Effective Date. This ordinance shall be published as provided in the city ordinances and shall be effective one month after final passage and publication.

Sec. 4. Repealer. Ordinance Nos. 1, Sections 7, 8, 9 of 74, and 173 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. Adoption of Sections. The following annexed sections bearing code number sections 3.05.010 through 3.61.170 all inclusive, plus a codification format through Chapter 70, are hereby adopted as a part of this ordinance and Title 3 of the Code of Ordinances of the City of Wrangell, Alaska.

PASSED AND APPROVED

April 28th, 1970.

Donald J. Hane
Mayor

ATTEST

Joyce Rasmussen
Clerk

Published May 7, 1970

City of Wrangell

Title 3. Administration

Chapter	Section
5.	Form of Government
10.	City Manager
12.	Mayor
15.	City Administrator
	3.15.010. Office of city administrator
	3.15.020. Duties
	3.15.030. Authority to act for city
19.	City Clerk
20.	City Council
25.	Department of Finance
30.	Fire Department
	3.30.010. Supervision
	3.30.020. Officers, volunteers
	3.30.030. Duties of fire department and officers
35.	Police Department
	3.35.010. Supervision
	3.35.020. Personnel
	3.35.030. Powers and duties
40.	Department of Law
45.	Municipal Court
50.	Department of Public Utilities
	3.50.010. Director of public utilities
	3.50.020. City light department
55.	Department of Public Works
60.	Board of Health
61.	Zoning and Planning Commission
	3.61.010. Commission established
	3.61.020. Composition
	3.61.030. Term of membership
	3.61.040. Election of president and vice-president
	3.61.050. Compensation
	3.61.060. Election and duties of secretary
	3.61.070. Annual report
	3.61.080. Quorum
	3.61.090. Rules and regulations; meetings
	3.61.100. Offices and headquarters
	3.61.110. Employment of consultant; secretary and clerks; payment of expenses
	3.61.120. Powers and duties generally
	3.61.130. Maps, plats, etc. of lands intended for public use to be submitted to commission; report

Chapter	Section	
61.	3.61.140.	Ordinances to be submitted to commission prior to presentation to council.
	3.61.150.	Recommendations to private persons or public authorities
	3.61.160.	Authority to receive gifts, etc.
	3.61.170.	Powers granted by state law
62.		Parks, Recreation & Youth Board
63-79		(Reserved for commissions and boards)
80.		Officers and Employees

Chapter 5. Form of Government

Sec. 3.05.010. Form of Government. The form of government of the City of Wrangell shall be and remain the council-manager form of government until such time as the City Charter may be amended as therein provided.

Chapter 10. City Manager

(Note: See Charter, Article III generally.)

Chapter 12. Mayor

(Note: See Charter, Article II Sec. 2-2 and 2-3.)

Chapter 15. City Administrator

Sec. 3.15.010. Office of the City Administrator. While the City of Wrangell operates under the Mayor-Council form of government, there shall be established the office of City Administrator. He shall be nominated by the Mayor and approved by at least four council members, the Mayor excluded. He shall serve for an indefinite term and at a rate of compensation as the Council shall from time to time determine.

Sec. 3.15.020. Duties. It shall be the duty of the City Administrator to assist the Mayor in executing the duties of the administrative branch of government, and to perform such functions as the Council may direct. He may be appointed to concurrently serve as one or more department head and/or commission chairman or member. He shall at all times be answerable to the Mayor and Council for the responsible performance of his duties.

Sec. 3.15.030. Authority to Act for City. The City Administrator shall have only such authority as the Mayor may delegate to act in the name of and in behalf of the City of Wrangell and to engage in lawful conduct incident to the perpetuation of the best interests of the City of Wrangell; and he shall have only such discretionary powers as the Mayor may expressly delegate or the Council by resolution provide to buy and sell in the ordinary course of business, engage in negotiations, agreements and contracts, to mortgage or otherwise encumber municipal corporation property, and in any other way to enter and execute legal relationships for and in behalf of the City of Wrangell.

Chapter 19. City Clerk

(Note: See Charter, Article II, Sec. 2-6.)

Chapter 20. City Council

(Note: See Title 27; also Charter, Article II.)

Chapter 25. Department of Finance

(Note: See Charter, Article III, Sec. 3-5, Article V and VI.)

Chapter 30. Fire Department

Sec. 3.30.010. Supervision. It shall be the duty of City Council to have complete supervision over the Fire Department and to require the Fire Chief to make a complete annual report concerning the department in general, including suggestions and recommendations for improvements.

Sec. 3.30.020. Officers, Volunteers. The City Manager shall select a Fire Chief to serve for an indefinite term with compensation to be from time to time determined by the City Council. The City Manager shall also select as many persons as shall from time to time be necessary to serve as fire wardens, but shall in no event select more than three fire wardens. Fire wardens shall also serve at the pleasure of the City Manager and at a rate of compensation to be from time to time determined by the Council. The remainder of fire department personnel shall continue to be comprised of volunteers until such time as the Council by ordinance shall provide otherwise.

Sec. 3.30.030. Duties of Fire Department and Officers. It shall be the duty of the Fire Department to extinguish fires, to rescue persons endangered by fire; to resuscitate, and to administer first aid to persons injured in or about burning structures; or elsewhere in case of an emergency; to promote fire prevention; and unless otherwise provided, to enforce all ordinances relating to fires; fire prevention, and safety of persons from fire in theatres, stores, and other public

buildings. It shall not be the duty of the Wrangell Fire Department to respond to fires outside the city limits unless contractually obligated to do so.

Chapter 35. Police Department

Sec. 3.35.010. Supervision. It shall be the duty of the City Council to have complete supervision over the Police Department, and to require the Chief of Police to make a complete annual report concerning the Department in general, including suggestions and recommendations for improvements. Said report shall also contain statistics on criminal acts committed within the City.

Sec. 3.35.020. Personnel. The City Manager shall select a Chief of Police who shall serve for an indefinite term with compensation to be from time to time determined by the City Council. The Chief of Police shall be an officer of the city, and shall have supervision and control of the Police Department. The Chief of Police shall select personnel to serve as police officers and staff members. All such appointments, and the number thereof, shall require approval by the City Manager.

Sec. 3.35.030. Powers and Duties. It shall be the duty of the police department to apprehend and arrest and bring to justice all violators of the ordinances of the city; to suppress all riots, affrays, and unlawful assemblies which may come to their knowledge, and generally to keep the peace; to serve all warrants, writs, executions, and other processes properly directed and delivered to them; to apprehend and arrest persons violating federal or state laws as provided by law, and turn them over to proper authorities; and in all respects to perform all duties pertaining to the offices of policemen. The Police Department shall have charge of and operate the city jail.

Chapter 40. Department of Law

(Note: See Charter, Article III, Section 3-10.)

Chapter 45. Municipal Court

(Reserved)

Chapter 50. Department of Public Utilities

Sec. 3.50.010. Director of Public Utilities. (Reserved)

(Note: See Charter, Section 3-7, Article III.)

City Manager
Sec. 3.50.020. City Light Department. There is hereby created for the City of Wrangell, Alaska, a department for the administering of the business in connection with the acquisition, establishment, operation and maintenance of the City's light plant or public utility, which shall be known as the City Light Department. Said light department shall be in charge of the ~~CITY MANAGER~~ *CITY MANAGER* of the City of Wrangell, Alaska, or such other municipal officer as may be designated by the City Manager. The duties of such person administering the City Light Department shall be purely ministerial and he shall have no power to bind the City of Wrangell, Alaska, in any manner in connection with the operation and maintenance of said light plant or public utility without the ratification of the City of Wrangell, Alaska, through its City Council. The person in charge of the City Light Department shall perform all duties as may be assigned to him by the City Manager and City Council and shall receive such compensation as the City Council may from time to time determine.

The City Light Department, through the person in charge thereof, shall receive and disburse all monies in connection with the operation and maintenance of said light plant or public utility and shall furnish such bond for the faithful discharge of his trust as may be required by the City Council and be subject to removal at the will and pleasure of the City Manager.

The City Light Department, through the officer in charge thereof, is hereby empowered, authorized and directed, after his appointment and qualification, from time to time to propose a tariff and schedule of rates to be charged and collected for the furnishing of electricity for light, power and heat to the customers and users thereof, which tariff and schedule, upon ratification by the City of Wrangell, through its City Council, shall be the rates in effect until later changed by ordinance.

Chapter 55. Department of Public Works

(Reserved)

Chapter 60. Board of Health

(Reserved. Note: See Title 42, Chapter 10. Re: Health Officer)

Chapter 61. Zoning and Planning Commission

Sec. 3.61.010. Commission Established. There is hereby created a Zoning and Planning Commission, hereinafter referred to as the "Commission" in accordance with Sec. 95.05.030.

Sec. 3.61.020. Composition. The Commission shall consist of the Mayor, City Manager or Administrator, the City Attorney, the City Engineer, ex officio, and seven other members to be nominated by the Mayor and confirmed by the Council, not more than two of such seven members shall be non-residents of the City.

Sec. 3.61.030. Term of Membership. At the first meeting of the Commission, the seven appointed members shall choose their term of office by lot as follows: One for one year, two for two years, two for three years, and two for four years, and immediately thereafter, the members shall notify the mayor and city council in writing of such allotment. Their successors shall hold office for four years. Any vacancy shall be filled by the mayor for the unexpired portion of the term.

Sec. 3.61.040. Election of President and Vice-President. The Commission, at its first meeting, shall elect a president and vice-president, who shall be members appointed by the Mayor and who shall hold office during the pleasure of the Commission.

Sec. 3.61.050. Compensation. Members of the Commission shall receive no compensation.

Sec. 3.61.060. Election and Duties of Secretary. The Commission shall elect a secretary who need not be a member of the Commission. The secretary shall keep an accurate record of all proceedings of the Commission.

Sec. 3.61.070. Annual Report. The Commission shall on the first day of October in each year make and file a report of all transactions of the Commission with the City Council.

Sec. 3.61.080. Quorum. Five members of the Commission shall constitute a quorum; provided, however, that at least four members appointed by the City Manager shall at all times constitute a part of such quorum.

Sec. 3.61.090. Rules and Regulations; Meetings. The Commission may make and alter rules and regulations for its government and procedure consistent with the laws of the state and with the City Charter and ordinances. It shall meet at least once a month.

Sec. 3.61.100. Offices and Headquarters. There is hereby assigned to the Commission suitable offices and headquarters in the City Hall, in which to hold its meetings, transact its business and keep its records.

Sec. 3.61.110. Employment of Consultant; Secretary and Clerks; Payment of Expenses. The Commission shall have the power and authority to employ consulting advice on municipal problems, a secretary and such clerks as may be necessary, and to pay for their services, and for such other expenses as such commission may lawfully incur out of funds at the disposal of the commission, as authorized by the City Council. Such expenses shall include the necessary disbursements incurred by its members in the performance of their duties as members of the commission.

Sec. 3.61.120. Powers and Duties Generally. It shall be the duty of the Commission, and it shall have power, except as otherwise provided by law, to recommend and make suggestions to the City Council and to all other public authorities concerning laying out, widening, extending, parking and locating of streets, sidewalks and boulevards, relief of traffic congestion, betterment of housing and sanitation conditions and establishment of zones or districts limiting the use, height, area and bulk of buildings and structures in conformance with Title 95 of this Code concerning zoning and planning; to recommend to the City Council and all other public authorities plans for the regulation of future growth, development and beautification of the city in order to secure to the city and its inhabitants, sanitation, proper service of all public utilities, harbor, shipping and transportation facilities; to do and perform any and all other acts and things necessary or proper to carry out the

provisions of this article; and in general to study and to propose such measures as may be advisable for the promotion of the public interest, health, morals, safety, comfort, convenience and welfare of the city, and of the area for six miles adjacent thereto.

Sec. 3.61.130. Maps, Plats, Etc. of Lands Intended for Public Use to be Submitted to Commission; Report. All maps, plats and replats of lands laid out in building lots and the streets, alleys or other portions of the same intended to be dedicated to public use or for the use of purchasers or owners of lots fronting thereon or adjacent thereto and located within the city limits, and all plans or plats for vacating or laying out, widening, extending, parking and locating streets or plans for public buildings shall first be submitted to the city planning commission by the city engineer or other proper municipal officer, and a report thereon secured from the Commission in writing before approval shall be given by the proper municipal official.

Sec. 3.61.140. Ordinances to be Submitted to Commission Prior to Presentation to Council. Copies of all ordinances for the establishment of the boundaries of any zone or district provided for by Sec. 3.61.120 of this Code, and all ordinances regulating or limiting the use, height, area, bulk or construction of buildings to be submitted to the Council, shall, before the same are presented to the Council, be first submitted by the recorder to the Commission for recommendation, and the recorder shall immediately so notify the Council, and the Commission shall make its recommendation thereon in writing to the Council. The Commission shall first hold a public hearing at such time and place as may be directed by the Council, and make a careful and appropriate investigation thereon. Before final action shall be taken by the City Council or any department of a city government, on the location or design of any public building, bridge, statue, park, parkway, boulevard, playground or public grounds, the same shall be submitted to the Commission for consideration and report. Unless the City Council definitely names a longer period for the return of a report specified herein, the approval of the Commission to any matter so referred to it in accordance with the provisions of this article shall be deemed to have been given at the end of thirty days after the receipt of the same in writing by its secretary unless the Commission shall submit a report thereon prior to that time.

Sec. 3.61.150. Recommendations to Private Persons or Public Authorities. The Commission may make recommendations to any person or public authority, with reference to the location of buildings, structures or works to be erected, constructed or altered by or for such person or public authority; provided, however, such recommendation shall not have the force or effect of a law or ordinance, except when so prescribed by the laws of the state or by city ordinance. Any person or public authority, having charge of the construction, placing or designing of buildings, or other structures and improvements, or objects of art, may call upon the Commission for a report thereon.

Sec. 3.61.160. Authority to Receive Gifts, Etc. The Commission may receive gifts, bequests or devises of property to carry out any of the purposes of this article, and shall have control and disposition over the same.

Sec. 3.61.170. Powers Granted by State Law. The Commission is hereby given all the rights, powers and privileges conferred upon zoning and planning commissions as authorized in the Alaska Statutes.

Chapter 62. Parks, Recreation & Youth Board

(Note: See Title 47 re: Parks and Recreation)

Chapter 80. Officers and Employees

(Reserved) (See Charter, Section 2-5 of Article II, Article III concerning Powers of the Mayor regarding City Employees, and Article IV generally.)