

Proposed by:	Assemblymember Potter
Attorney Review:	09/18/2023
First Reading:	09/21/2023
Second Reading:	10/05/2023
Vote:	__ Aye __ Nay __ Absent

**MUNICIPALITY OF SKAGWAY, ALASKA  
ORDINANCE NO. 23-23**

**AN ORDINANCE OF THE MUNICIPALITY OF SKAGWAY, ALASKA REQUIRING BULK ORE SHIPMENTS THROUGH THE PORT OF SKAGWAY TO BE CONTAINERIZED.**

**WHEREAS**, the Municipality of Skagway is dedicated to maintaining its status as an industrial import/export community with a diverse, year-round economy; and

**WHEREAS**, a DEC assessment of the surface soil in the Port of Skagway found elevated lead and zinc concentrates in the soil on the on the ore transport routes, which seemed likely to have resulted from the use of an open conveyor system; and

**WHEREAS**, the Municipality of Skagway owns the tidelands in the Port of Skagway and assumed operation of the Port of Skagway on March 19, 2023; and

**WHEREAS**, the Municipality of Skagway wants to act in an environmentally responsible way for the benefit of the health and well-being of current and future citizens and visitors; and

**WHEREAS**, containerized bulk mineral handling systems are recognized as an environmentally responsible process for transporting and loading bulk minerals in inclement weather, like that of Skagway; and

**NOW, THEREFORE BE IT RESOLVED** by the Borough Assembly of the Municipality of Skagway, that all bulk ore imported or exported through or to the Port of Skagway must be transported in sealed containers, whether transported by shipping vessel, rail, or roadway to or from the Port of Skagway; and

**BE IT FURTHER RESOLVED** that the Municipality of Skagway will require that all bulk ore be shipped/loaded onto shipping vessels of any kind using a containerized bulk-ore handling system; and

**BE IT FURTHER RESOLVED** that a percentage of designated Port of Skagway ore-shipment related revenues be set aside for immediate remediation in any environmental event where bulk ore or other hazardous material related to bulk ore shipment is spilled onto land or waters during the process of transporting or loading bulk ore; this percentage and process shall be set by a future resolution.

**Section 1. Classification.** This is a non-code ordinance.

**Section 2. Effective Date.** This ordinance shall become effective immediately upon adoption.

**PASSED AND APPROVED** by a duly constituted quorum of the Borough Assembly of the Municipality of Skagway this \_\_\_ day of \_\_\_\_\_, 2023.

ATTEST:

\_\_\_\_\_  
Andrew Cremata, Mayor

\_\_\_\_\_  
Steve Burnham Jr, Borough Clerk  
(SEAL)