

Proposed by:	Public Safety Committee
Attorney Review:	05/02/2016
First Reading:	05/05/2016
Second Reading:	05/19/2016
Vote: 5 Aye 0 Nay 1 Absent	

MUNICIPALITY OF SKAGWAY, ALASKA
ORDINANCE NO. 16-10

AN ORDINANCE OF THE MUNICIPALITY OF SKAGWAY, ALASKA AMENDING SMC CHAPTER 6.01 GENERAL PROVISIONS, OF TITLE 6 ANIMALS, TO PROVIDE THAT VIOLATIONS OF TITLE 6 ARE SUBJECT TO CIVIL FINES.

NOW THEREFORE BE IT ORDAINED AND ENACTED BY THE MUNICIPALITY OF SKAGWAY, ALASKA AS FOLLOWS:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the Skagway Municipal Code.

Section 2. Purpose. To amend SMC Chapter 6.01 to provide that violations of Title 6, Animals, are subject to civil fines. The Skagway Municipal Code is hereby amended (~~strike through~~) indicates text to be deleted from, and **bold** indicates text added to the current code as follows:

Section 3. Amendment. SMC Chapter 6.01 is hereby amended as follows:

Chapter 6.01
GENERAL PROVISIONS

- Sections:
6.01.010 Definitions.
6.01.020 Penalties.

6.01.010 Definitions.

- A. "Domestic animal" means every kind of animal that is domesticated (not wildlife), including (without limitation) livestock of all kinds, dogs, cats, monkeys, birds and reptiles.
- B. "Livestock" means every kind of domestic animal that is four (4) footed and ordinarily larger than a dog; and includes (without limitation) cattle, horses, swine, goats, sheep and llamas.
- C. "Dangerous animal" means any animal which has ever bitten or attacked a human being.
- D. "Chronic animal noises" means repeated vocalization by an animal or animals in a 60-minute period from the time the noise begins for more than seven consecutive minutes during the daytime noise period from 7:00 a.m. to 10:00 p.m. and more than five consecutive minutes during the nighttime noise period from 10:00 p.m. to 7:00 a.m.

6.01.020 Penalties.

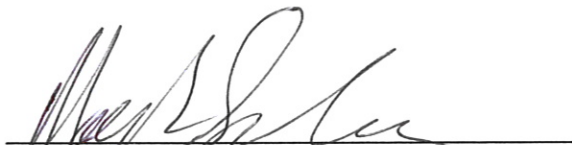
~~Except where a different penalty is specifically prescribed, a violation of any provision of this title shall be a noncriminal infraction, punishable by a civil penalty not to exceed three hundred dollars (\$300.00).~~

For violations of this title, refer to Chapter 1.20, General Penalty. Violations of this title are subject to civil fines established by resolution.


Section 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.

Section 5. 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 19th day of May, 2016.


Mark Schaefer, Mayor

ATTEST:


Emily A. Deach, Borough Clerk

(SEAL)

