

Proposed by:	Public Safety Committee
Attorney Review:	08/15/2016
First Reading:	08/12/2016
Second Reading:	09/01/2016
Vote: 6 Aye 0 Nay 0 Absent	

MUNICIPALITY OF SKAGWAY, ALASKA

ORDINANCE NO. 16-17

AN ORDINANCE OF THE MUNICIPALITY OF SKAGWAY, ALASKA AMENDING SMC 10.02.070 PARKING RESTRICTIONS OF TITLE 10 VEHICLES AND TRAFFIC TO PROHIBIT PARKING WITHIN TWENTY (20) FEET OF ANY STREET INTERSECTION.

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 10.02.070 to prohibit parking within twenty (20) feet of any street intersection, in order to protect the public's health and safety. 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 10.02.070 is hereby amended as follows:

10.02.070 Parking restrictions.

- A. State Provisions Adopted. The Municipality of Skagway has adopted by reference Chapter 2, Article 8 of Title 13 of the Alaska Administrative Code, which includes Sections 13 AAC 02.340 through 13 AAC 02.377 (stopping, standing, and parking) excluding all references to snow removal and loading zones, 13 AAC 02 Article 8, Section 367 (loading zones), and 13 AAC 02 Article 11, Section 480 (unattended motor vehicle), which will be enforced within the municipality.
- B. Narrow Streets or Highways.
 1. The chief of police is authorized to erect signs indicating "no parking" upon any street or highway when the width of the roadway does not exceed twenty-six feet (26'), or upon one (1) side of a street or highway as indicated by such signs when the width of the roadway does not exceed thirty-five (35) feet.
 2. When official signs prohibiting parking are erected upon narrow streets or highways as authorized herein, no person shall park a vehicle upon any such street or highway in violation of any such sign.
- C. Restricted Use of Parked Vehicles. It is unlawful for any parked vehicle to be utilized to provide temporary sleeping or living quarters for the occupants:
 1. While parked on any public street within the municipality;


2. While parked on any public or private property within the municipality, except designated campgrounds, without the express permission of the property owner or person having control over the property.
- D. Restricted Parking, Timed Parking, Loading and Drop Off Zones. The borough assembly shall from time to time establish restricted parking, timed parking, loading, drop off zones and other parking regulations by resolution.
1. Loading zones time limits; active loading/unloading of freight or passengers for up to 30 minutes.
 2. For all areas not signed for timed parking, operative vehicles are allowed to park on public streets for no more than 30 days without movement.
 3. Exception given when owner has applied for a one-time 30 day extended permit issued by the police department.
 4. No trailer shall be parked on any street or highway right-of-way within the Municipality of Skagway for a longer period of time than 24 hours at any one time.
 - 5. No vehicle shall be parked within twenty (20) feet of any street intersection.**
- E. Oversized Vehicles. Vehicles in excess of nineteen feet (19') shall be prohibited from parking on Broadway Street between 2nd and 7th Avenues.
- F. Commercial vehicles. Commercial vehicles prohibited from parking overnight on municipal streets. The owner or operator of any commercial enterprise involving use of commercial vehicles shall provide and utilize off-street parking in an appropriately zoned area in compliance with SMC 19.08.020 adequate to park all vehicles used by that enterprise for commercial purpose.
- G. Parking violations; civil fines. Vehicle parking violations shall be subject to a civil fine **pursuant to SMC 10.02.090 Penalties.** ~~The assembly shall establish a parking violation fine schedule by resolution.~~
- H. Failure to contact the Skagway Police Department within five (5) days of the date of the notice of violation and arrange an payment schedule for the fine acceptable to the Police Department, or to pay the fine for a parking violation within 5 days of the date of the notice of violation, or to file an appeal of a notice of violation within ten (10) days of the date of the notice of violation, will result in an additional fee in ~~the amount of the civil fine will be added~~ **addition to the amount of the civil fine.**

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.

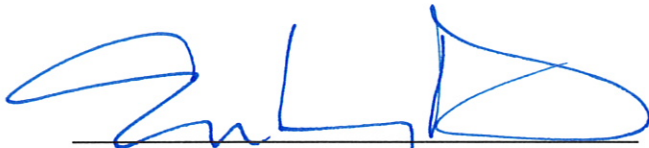
MUNICIPALITY OF SKAGWAY, ALASKA
ORDINANCE NO. 16-17
PAGE 3 OF 3

PASSED AND APPROVED by a duly constituted quorum of the Borough Assembly of the Municipality of Skagway this 1st day of September, 2016.



Mark Schaefer, Mayor

ATTEST:



Emily A. Deach, Borough Clerk

(SEAL)

