



# CITY OF SAINT PAUL

## ALASKA

### ORDINANCE 23-01

#### AN ORDINANCE FOR THE CITY OF SAINT PAUL ADDING TO THE CITY CODE OF ORDINANCES CHAPTER 14.35 PASSENGER WHARFAGE FEES

WHEREAS, the City of Saint Paul, Alaska (City) owns, operates, and maintains the Saint Paul Harbor located on Saint Paul Island, Alaska; and,

WHEREAS, the City has established Title 14. Boat Harbor Facilities in the City Code of Ordinance for the purpose of protecting and preserving the lives, health, safety and well-being of the people of the City who have property in, or use or work upon the boats using the City's boat harbor facilities, or who make sales and deliveries of goods and merchandise to boats herein, or who use these 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 of nuisances, fire, and health hazards; to make reasonable charges for the use of certain facilities to enable the City, insofar as possible, to pay the cost of maintenance, operation and supervision of the City's boat harbor facilities from the revenue derived therefrom; to consider all the provisions of this title as being liberally construed for the accomplishment of the purpose of promoting the general welfare; and to operate the boat harbor facilities upon a nonprofit basis; and,

WHEREAS, the City is usually the local sponsor for US Army Corps of Engineer projects to improve the Saint Paul Harbor and any Corps sponsored projects require a cash match from the local sponsor; and,

WHEREAS, the current harbor fees collected are not sufficient to adequately maintain existing harbor facilities within the Saint Paul Harbor; and,

WHEREAS, the City is paying the Corps for its share of the development of the Small Boat Harbor in the approximate amount of \$89,000 per year for the until the year 2049; and,

WHEREAS, the passenger wharfage fees collected will be placed in Fund 340, the City's Harbor Fund to use for maintenance on the harbor, payment on any debts related to the harbor, and match for grants for harbor upgrades and improvements; and,

Section 1. Classification. This ordinance amends existing provisions of the City's Code of Ordinances. Section 2 of this ordinance shall become a permanent part of the Code of Ordinances of the City of Saint Paul.

Section 2. Amendment. Be it ordained by the Council of the City of Saint Paul, Alaska, that the City Code of Ordinances be hereby amended by adding Chapter 14.35 Passenger Wharfage Fees as set forth in the following attachment.

Section 3. Severability. As provided in the City Code of Ordinances Chapter 1.05, Section 1.05.070 Severability, if any portion of this ordinance is subsequently found to be invalid, such invalidity shall not affect the other parts of this ordinance.

Section 4. Duration. This ordinance shall remain in effect until revised by the City Council in accordance with the procedures set forth in Chapter 1.05, Section 1.05.080, Amendments to the Code.

Section 5. Effective Date. This ordinance shall become effective immediately following its adoption by the City Council.

First reading: February 16, 2023

Second reading: March 14, 2023

Public hearing: March 14, 2023

PASSED AND ADOPTED BY APPROVAL OF THE COUNCIL OF THE CITY OF SAINT PAUL THIS 14<sup>TH</sup> DAY OF MARCH 2023 BY \_\_ IN FAVOR \_ OPPOSED AND \_\_ ABSTAIN.

ATTEST:

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Jacob Mercurief, Mayor

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Aubrey Wegeleben, City Clerk