

**CITY OF GUSTAVUS
ORDINANCE FY19-20**

**AN ORDINANCE FOR THE CITY OF GUSTAVUS PROVIDING FOR THE AMENDMENT OF
CITY ORDINANCE TITLE 10 – PROPERTY ACQUISITION, DISPOSAL, MANAGEMENT, AND
USE CHAPTER 10.01, SECTIONS 10.01.010, 10.07.010. CHAPTER 10.08, SECTIONS
10.08.010 AND 10.08.020**

BE IT ENACTED BY THE GUSTAVUS CITY COUNCIL AS FOLLOWS:

- Section 1. Classification. This ordinance is of general and permanent nature and shall become a part of the City of Gustavus Municipal Code.
- Section 2. Severability. If any provisions of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and its application to other persons, or circumstances shall not be affected thereby.
- Section 3. Enactment. Now therefore, it is enacted by the Gustavus City Council that Title 10 Property Acquisition, Disposal, Management, and Use be amended as follows:

Chapter 10.01 – PROPERTY ACQUISITION, DISPOSAL, MANAGEMENT, AND USE

Section 10.01.010 - Definitions

Motor vehicle: Any ground-travelling conveyance powered by an electric motor or internal-combustion engine, including but not limited to, cars, trucks, motorcycles, scooters, powered bicycles, all-terrain vehicles, snow machines, construction equipment, hovercrafts, and golf carts. Motor vehicles do not include, for the purposes of this title, powered wheelchairs conveying disabled persons.

10.07.010 Casual Use of City Lands

- (d) The City may prohibit specific casual uses of City lands by posting such prohibitions on site.

10.08 Management of City Lands

10.08.010 Management functions for City Lands

- (a) The City of Gustavus shall manage lands owned by the City of Gustavus or under management agreement with State, Federal, or other agencies, in the public interest.
- (b) The City Council shall authorize and execute projects and allocate public funds as it deems required for the management, restoration, maintenance, and protection of City-owned or City-managed lands.
- (c) The City Council shall establish regulations governing activities of City personnel and the public to assure that management goals for the property are met and that the public interest in the lands is conserved. Such regulations shall be

enforceable with fines set for prohibited activities or actions as minor offences scheduled either in ordinance or by resolution.

10.08.020 Gustavus Beach Lands Management, Conservation, and Public Use

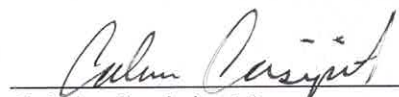
- (a) The lands on the east and west sides of Dock Road designated as ALS 2009-15 Tracts A and B2, under Cooperative Resource Management Agreement 108940 (CRMA) with the State of Alaska, and the portion of City-owned Tract B1 not occupied by the City Bulk Fuel Facility and shall be managed for the conservation and enhancement of natural ecological and scenic values and for compatible public use.
- (b) Such management shall be in accordance with terms of the CRMA and the associated management plan as may be amended, and consistent with the covenants enumerated in the United States District Court Judgment Quieting Title No J-76-9 CIVIL.
- (c) In accordance with terms of the CRMA, the City shall identify and clearly post areas on the lands in paragraph (a) designated for motor vehicle parking as well as areas where the operation or parking of a motor vehicle is prohibited. It is a violation to operate a motor vehicle on these lands—except within the State of Alaska Dock Road right-of-way and in parking areas designated and posted by the City—punishable by up to a \$500 fine.
- (d) The City shall designate parking areas on lands in paragraph (a) with time limits. It is a violation to exceed parking limit times within any designated parking area punishable by a fine of \$50 per calendar day with a maximum amount of \$200.
- (e) Overnight camping is prohibited on lands designated in paragraph (a) of this section unless specifically posted for camping. Camping in a posted prohibited area is a violation punishable by a \$100 fine per day.
- (f) The City Mayor may issue a specific, time-limited waiver to any of the provisions of this section for specific City- or State of Alaska-managed construction, maintenance, or emergency-response activities.

Section 4. Effective Date. This ordinance becomes effective upon its adoption by the Gustavus City Council.

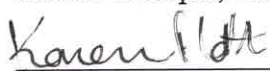
Date Introduced: March 11, 2019

Date of Public Hearing: April 8, 2019

PASSED and **APPROVED** by the Gustavus City Council this 8th day of April, 2019



Calvin Casipit, Mayor



Attest: Karen Platt, City Clerk