

**CITY OF CORDOVA, ALASKA  
ORDINANCE 1147**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CORDOVA, ALASKA,  
AMENDING THE CORDOVA MUNICIPAL CODE TO REVISE PENALTIES FOR  
VIOLATIONS OF CITY ORDINANCES TO NOT EXCEED THE PENALTIES FOR  
COMPARABLE OFFENSES UNDER STATE LAW, AND PROVIDING FOR RELATED  
MATTERS.**

**WHEREAS**, the Alaska Legislature enacted Section 113 of SB 91, which requires that penalties for violations of the Cordova Municipal Code may not exceed the penalties for comparable offenses under state law; and

**WHEREAS**, it is necessary to revise several penalties for violations of the Cordova Municipal Code to comply with the requirements of Section 113 of SB 91; and

**WHEREAS**, this ordinance also updates obsolete provisions of the Cordova Municipal Code that were discovered during the course of revising penalties to comply with the requirements of Section 113 of SB 91.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Cordova, that:

Section 1. Cordova Municipal Code 1.28.050, Violation of state law, is repealed.

Section 2. Cordova Municipal Code 1.28.060, Adjudication procedure, is repealed.

Section 3. Cordova Municipal Code 1.28.085, Minor offense fine schedule, is amended by replacing the text preceding the fine schedule with the following:

- A. A person cited for an offense for which a fine is established in subsection (c) of this section may mail or personally deliver to the clerk of court the amount of the fine indicated on the citation for the offense plus any surcharge required to be imposed by AS 29.25.074, together with a copy of the citation signed by the person indicating the person's waiver of court appearance, entry of plea of no contest, and forfeiture of the fine. A citation for a scheduled offense may be mailed or personally delivered within 15 days after the date of the citation. The payment of a fine under this subsection shall be treated as a judgment of conviction. The fine paid is complete satisfaction for the offense.
- B. If a person cited for an offense for which a fine amount is established in subsection (c) of this section appears in court to contest the citation and is found guilty, the maximum sentence which may be imposed is the scheduled fine amount plus any surcharge required to be imposed by AS 29.25.074.
- C. The following violations of this code are amenable to disposition without court appearance upon payment of a fine in the amount listed below:

Section 4. Cordova Municipal Code 1.28.085, Minor offense fine schedule, is amended by revising line items in the fine schedule as follows (added language bold and underlined; deleted language stricken through):

~~1.28.010 General provisions. \$75.00 (1.28.080)~~

~~1.28.080 Ordinances not otherwise scheduled. \$75.00~~

6.12.020 Alcoholic beverages, requirements for hours of operation. \$75.00 ~~(1.28.080)~~

6.12.030 Alcoholic beverages, consumption in public. \$75.00 ~~(1.28.080)~~

6.12.040 Alcoholic beverages, exceptions by use permit. \$75.00 ~~(1.28.080)~~

6.24.120 Taxi cabs, failure for customer to pay for taxi service. \$75.00 ~~(1.28.080)~~

6.30.020 Fireworks-Selling without current state permit and proof of insurance. \$75.00 ~~(1.28.080)~~

6.30.025 Fireworks-Selling to person under age of 18, within 250 feet of a residence or public assembly. \$75.00 ~~(1.28.080)~~

6.30.030 Fireworks-Discharging or exploding within zoned corporate limits of the city excluding sparklers and caps. \$75.00 ~~(1.28.080)~~

9.32.010(B)(1) Minor violating curfew; \$100.00 ~~(9.32.010B1)~~

**9.32.010(B)**(2) Parent or guardian to knowingly permit minor to violate curfew; \$100.00 ~~(9.32.010B2)~~

**9.32.010(B)**(3) Owner, operator or employee of establishment to allow a minor to remain upon the premises while violating curfew. \$100.00 ~~(9.32.010B3)~~

~~10.12.050 Maximum speed limit \$90.00~~

10.24.005 Method of parking **\$25.00** ~~\$30.00~~

10.24.010 Parking outside marked space **\$25.00** ~~\$30.00~~

10.24.020 Parking beyond time limitation **\$25.00** ~~\$30.00~~

10.24.025 Parking without required permit **\$25.00** ~~\$30.00~~

10.24.040 Angle parking required **\$25.00** ~~\$30.00~~

10.24.050 Loading permit violation **\$25.00** ~~\$30.00~~

10.24.060 Parking over 24 hours **\$25.00** ~~\$30.00~~

10.24.070 Parking for prohibited purpose **\$25.00** ~~\$30.00~~

10.24.080 Parking blocking driveway **\$25.00** ~~\$30.00~~

10.24.090 Parking on private property without permission **\$25.00** ~~\$30.00~~

10.24.100 Parking in roadway obstructing traffic **\$25.00** ~~\$30.00~~

- 10.24.110 Parking in main-traveled part of highway ~~\$25.00~~ ~~\$30.00~~
- 10.28.020 Passenger loading zone time limit ~~\$25.00~~ ~~\$30.00~~
- 10.28.030 Freight loading zone time limit ~~\$25.00~~ ~~\$30.00~~
- 10.28.050 Bus and taxicab stands—Use required ~~\$25.00~~ ~~\$30.00~~
- 10.28.060 Bus and taxicab stands—Unauthorized use ~~\$25.00~~ ~~\$30.00~~
- 10.36.040 Bicycle parking ~~\$20.00~~ ~~\$30.00~~
- 10.38.010 Snowmobile and off-highway vehicle violations other than CMC  
10.38.010(A)(1)(h), (A)(1)(j) and (A)(5) First violation: \$100.00;  
 Second violation: \$300.00;  
 Third and subsequent violation: Up to \$1,000.00 but not less than \$300.00  
10.38.010(A)(1)(h) Snowmobile registration and numbering. \$50.00  
10.38.010(A)(1)(j) Snowmobile and off-highway vehicle carrying more than the operator  
unless designed to carry more than one person. \$75.00  
10.38.010(A)(5) Snowmobile and off-highway vehicle operated on city streets or alleys  
\$50.00

Section 5. All line items in Cordova Municipal Code 1.28.085, Minor offense fine schedule that are not revised in Section 4 of this ordinance remain in full force and effect.

Section 6. Cordova Municipal Code 10.12.050, Speed limit, is repealed.

Section 7. This ordinance shall be effective thirty (30) days after its passage and publication. This ordinance shall be enacted in accordance with Section 2.13 of the Charter of the City of Cordova, Alaska, within ten (10) days after its passage.

**PASSED AND APPROVED THIS 19<sup>th</sup> DAY OF OCTOBER 2016.**

1st reading: October 5, 2016  
 2nd reading and public hearing: October 19, 2016



*Clay R. Koplín*  
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 Clay R. Koplín, Mayor

ATTEST:  
*Susan Bourgeois*  
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 Susan Bourgeois, CMC, City Clerk