

ORDINANCE 157

AN ORDINANCE OF THE CITY COUNCIL OF BETHEL ALASKA ADOPTING THE CITY OF BETHEL MUNICIPAL CODE DATED 1984.

WHEREAS, the Alaska State Legislature has provided for the codification and publication of the permanent and general ordinances of municipalities in Section 29.48.180 of the Alaska Statutes; and

WHEREAS, Section 29.08.020 of the Alaska Statutes defines a general law municipality as "...an unchartered borough or city..."; and

WHEREAS, there have been filed and there are on file in the office of the City Clerk, for public inspection, five copies of a document entitled, "BETHEL MUNICIPAL CODE";

Section 1. Adoption. As authorized by Section 29.48.180 of the Alaska Statutes, there is hereby adopted the "Bethel Municipal Code" dated 1984.

Section 2. Title - Citation - Reference. This code shall be known as the "BETHEL MUNICIPAL CODE" and it shall be sufficient to refer to said code as the "BETHEL CODE" in any prosecution for the violation of any provision thereof or in any proceeding at law or equity. It shall be sufficient to designate any ordinance adding to, amending, correcting or repealing all or any part or portion thereof as an addition to, amendment to, correction or repeal of the "BETHEL MUNICIPAL CODE". Further reference may be had to the titles, chapters, sections and subsections of the "BETHEL MUNICIPAL CODE" and such references shall apply to that numbered title, chapter, section or subsection as it appears in the code.

Section 3. Codification Authority. This code consists of all the regulatory and penal ordinances and certain of the administrative ordinances of the City of Bethel, Alaska, codified pursuant to the provisions of Section 29.48.180 of the Alaska Statutes.

Section 4. Ordinances Passed Prior to Adoption of the Code. The last ordinance included in the initial code is Ordinance 150, passed 9/19/84. The following ordinances, passed subsequent to Ordinance 150, but prior to the adoption of this code, are hereby adopted and made a part of this code: Ordinances 151 - 156, excluding Ordinance 154, and any amendments to any previous ordinances passed subsequent subsequent to Ordinance 150, but prior to the adoption of this code.

Section 5. Reference Applies to All Amendments. Whenever a reference is made to this code as the "BETHEL MUNICIPAL CODE" or to any portion thereof, or to any ordinance of the City of Bethel, Alaska, the reference shall apply to all amendments, corrections and additions heretofore, now or hereafter made.

Section 6. Title, Chapter and Section Headings. Title, chapter and section headings contained herein shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any title, chapter or section hereof.

Section 7. Reference to Specific Ordinances. The provisions of this code shall not in any manner affect matters of record which refer to, or are otherwise connected with ordinances which are therein specifically designated by number or otherwise and which are included within the code, but such reference shall be construed to apply to the corresponding provisions contained within this code.

Section 8. Effect of Code on Past Actions and Obligations. Neither the adoption of this code nor the repeal or amendments hereby of any ordinance or part or portion of any ordinance of the City of Bethel shall in any manner affect the prosecution for violations of ordinances, which violations were committed prior to the effective date hereof, nor be construed as a waiver of any license, fee, or penalty at said effective date due and unpaid under such ordinances; not be construed as affecting any of the provisions of such ordinances, relating to the collection of any such license, fee, or penalty, or the penal provisions applicable to any violation thereof, not to affect the validity of any bond or cash deposit in lieu thereof required to be posted, filed or deposited pursuant to any ordinance and all rights and obligations thereunder appertaining shall continue in full force and effect.

Section 9. Effective Date. This code shall become effective on the date the ordinance adopting this code as the "BETHEL MUNICIPAL CODE" becomes effective.

Section 10. Constitutionality. If any section, subsection, sentence, clause or phrase of this code is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this code. The council hereby declares that it would have passed this code, and each section, subsection, sentence, clause, phrase thereof, irrespective of the fact that any one or more sections, subsections, clauses or phrases had been declared invalid or unconstitutional, and if for any reason this code should be declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect.

PASSED AND APPROVED THIS 25th DAY OF FEBRUARY, 1985.

ATTEST:


Wayne D. Majers, City Clerk


Joe Sullivan, Mayor