

Introduced by: Council Member Sigmon
Date: January 28, 2014
Public Hearing: February 11, 2014
Action: Passed
Vote: 5-0

CITY OF BETHEL, ALASKA

Ordinance #14-05

AN ORDINANCE BY THE BETHEL CITY COUNCIL AMENDING BETHEL MUNICIPAL CODE SECTION 6.04 LICENSING AND IMPOUNDMENT, PENALTIES

THEREFORE BE IT ORDAINED by the City Council of Bethel, Alaska, that the Bethel Municipal Code shall be amended and revised as follows:

SECTION 1. Classification. This ordinance is of a permanent nature and shall become a part of the Bethel Municipal Code.

SECTION 2. Amending BMC Title 6.04.090 The Bethel Municipal Code is amended as follows (new language is underlined and ~~old language is stricken out~~):

6.04.090 Penalties.

A. A person who fails to comply with any portion of this chapter ~~the provisions of this chapter may be issued a citation for ordinance violation by the animal control officer.~~ is guilty of an infraction and may be issued a citation. The citation shall impose a penalty of fifty dollars (\$50) for the first (1st) violation, one hundred dollars (\$100) for the second (2nd) violation, and two hundred dollars (\$200) for each succeeding violation within ninety (90) days. The penalty for these infractions is:

- (1) A fine of fifty (\$50) dollars for the first (1st) violation;
- (2) A fine of One Hundred (\$100) dollars for the second (2nd) violation; or
- (3) A fine of Two Hundred (\$200) Dollars for a third (3rd) or subsequent violation

B. In accordance with AS 29.25.070(a) citations for these offenses may be disposed of as provided in AS 12.25.195-.230 without a court appearance upon payment of the fine amounts plus the state surcharge required by AS 12.55.039 and AS 29.25.074. If a person charged with one of these offenses appears in court and is found guilty, the penalty imposed for the offense may not exceed the fine amount for that offense listed above.

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B C. Each working day that an animal is kept in violation of a citation issued under this chapter shall constitute a separate violation.

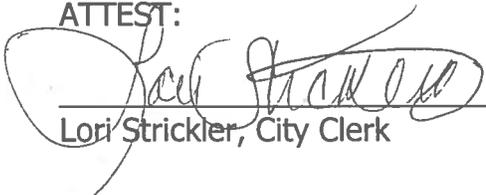
ED. The city may seek injunctive relief to enforce compliance with this chapter.

DE. It is a violation of this chapter for any person or persons to open a vehicle being used to transport dogs or other animals to the city dog pound or the doors of the city dog pound with the intent of allowing impounded dogs or other animals to escape. Such person or persons upon conviction shall be ~~subject to the penalty established in Chapter 1.08 BMC~~ guilty of an infraction and may be issued a citation. The penalty for a violation of this section is a fine of no more than Five Hundred (\$500) dollars and may be disposed of as per paragraph B above.

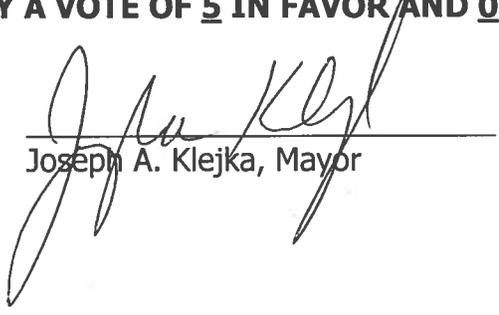
SECTION 5. Effective Date. This section shall become effective January 31, 2014.

ENACTED THIS 11 DAY OF FEBRUARY 2014, BY A VOTE OF 5 IN FAVOR AND 0 OPPOSED.

ATTEST:



Lori Strickler, City Clerk



Joseph A. Klejka, Mayor