

Resolution of the Bethel Planning Commission

RESOLUTION NO. 2010 - 01

A RESOLUTION SUPPORTING ORDINANCE #09-47 AMENDING BETHEL MUNICIPAL CODE, CHAPTER 5.08, ALCOHOLIC BEVERAGES, TO ADD PROVISIONS REGARDING ALCOHOLIC BEVERAGE SALES IN THE CITY OF BETHEL

WHEREAS, the City of Bethel planning commission reviews, recommends, and administers measures necessary to implement the comprehensive plan, including measures provided under AS 29.40.040, "land use permit requirements designed to encourage or discourage specified uses and construction of specified structures, or to minimize unfavorable effects of uses and the construction of structures";

WHEREAS, Bethel Municipal Code 2.24.050 G. states all formal actions of the planning commission shall be by resolution;

WHEREAS, Ordinance 09-47 having restriction of alcohol sales and zoning regulations must be sent to the planning commission for review;

WHEREAS, after the review of Ordinance 09-47 the planning commission has no objection to the zoning restrictions of prohibited sales within five hundred (500) ft of a church building or school grounds outlined under 5.08.011 and support the passage of the said document by the Bethel City Council;

THEREFORE, BE IT RESOLVED that the City of Bethel Planning Commission supports the passage and implementation of zoning regulations regarding the sales of alcoholic beverages within five (500) ft of a church or school grounds established in Ordinance 09-47.

ENACTED THIS 11 DAY OF Feb. 2010 BY A VOTE OF 5 IN FAVOR AND 0 OPPOSED

ATTEST:


Betsy Jumper, Recorder


John Guinn, Chair

Resolution of the Bethel Planning Commission

RESOLUTION NO. 2010 - 02

A RESOLUTION SUPPORTING ORDINANCE #09-44 AMENDING BETHEL MUNICIPAL CODE, CHAPTER 5.08, ALCOHOLIC BEVERAGES, TO ADD THE PROVISIONS REGARDING ALCOHOLIC BEVERAGE SALES AND SERVICE OF ALCOHOLIC BEVERAGES WITHIN TWO HUNDRED (200) FEET OF A CHURCH OR SCHOOL GROUNDS; ALCOHOLIC BEVERAGE PACKAGE STORES OR BARS WITHIN THREE (300) FEET OF ANY CHURCH SCHOOL GROUNDS IN THE CITY OF BETHEL

WHEREAS, the City of Bethel planning commission reviews, recommends, and administers measures necessary to implement the comprehensive plan, including measures provided under AS 29.40.040, "land use permit requirements designed to encourage or discourage specified uses and construction of specified structures, or to minimize unfavorable effects of uses and the construction of structures";

WHEREAS, Bethel Municipal Code 2.24.050 G. states all formal actions of the planning commission shall be by resolution;

WHEREAS, Ordinance 09-44 having restriction of alcohol sales and zoning regulations must be sent to the planning commission for review;

WHEREAS, the planning commission reviewed in its original form, Ordinance 09-44 on December 10, 2009 with 6-0 motion passed with no objections;

WHEREAS, the city council modified the document to reflect prohibited sales of alcoholic beverages in package stores or bars within three hundred (300) ft of any church building or school ground and prohibited sales of alcoholic beverages within two hundred (200)ft of any church building or school grounds;

WHEREAS, after the review of the modified Ordinance 09-44 the planning commission has no objection to the zoning restrictions of prohibited sales of alcoholic beverages in package stores or bars within three hundred (300) ft of any church building or school ground and prohibited sales of alcoholic beverages within two hundred (200) ft of any church building or school grounds;

THEREFORE, BE IT RESOLVED that the City of Bethel Planning Commission supports the passage and implementation of zoning regulations regarding prohibited sales of alcoholic beverages established in Ordinance 09-44.

ENACTED THIS 11 DAY OF Feb 2010 BY A VOTE OF 5 IN FAVOR AND 0 OPPOSED

ATTEST:



John Guinn, Chair



Betsy Jumper, Recorder

Introduced by:
Date:
Action:
Vote:

CITY OF BETHEL, ALASKA

Resolution # 2010-03

A RESOLUTION OF THE CITY OF BETHEL PLANNING COMMISSION APPROVING A LAND USE AMENDMENT TO THE CITY OF BETHEL'S 1997 COMPREHENSIVE PLAN PERTAINING TO INTOXICATING BEVERAGES

WHEREAS, the City of Bethel voters have removed the local option from the City of Bethel, thereby authorizing the sales of alcoholic beverages within the City upon Alcoholic Beverage Control Board (ABC) issuance of an intoxicating beverage license; and

WHEREAS, whether or not a local option is in place within the City of Bethel, the deleterious effects of intoxicating beverages upon the community cause negative land use impacts resulting in the deterioration of neighborhoods and commercial areas all to the detriment of the public's health, safety and welfare; and

WHEREAS, various land use tools such as zoning, conditional uses, variances, permits and other measures may assist in mitigating the deleterious effects caused by intoxicating beverages; and

WHEREAS, Bethel Municipal Code (BMC) 2.24.030(B) states:

The planning commission shall:

1. Maintain and update the official map of the city;
2. Recommend to the city council integrated or consolidated land use and related codes;
3. Regularly review the comprehensive plan or its components and recommend to the city council updates or other changes. The comprehensive plan should include:
 - a. Statements of policies, goals and standards,
 - b. A land use plan,
 - c. A community facilities plan,
 - d. A transportation plan, and
 - e. Recommendations for implementation of the comprehensive plan;
4. Recommend to the city council ordinances to implement the comprehensive plan; and

Introduced by:

Date:

Action:

Vote:

WHEREAS, the Planning Commission recommends the adoption of the following amendment to Goal 7 in the Land Use section titled "Strategic Goals" on page 10 of the 1997 Comprehensive Plan:

Goal 7: Land Use ordinances and regulations applicable to the control of alcoholic beverage sales should be utilized to mitigate the potential adverse impacts of alcohol related establishments on neighborhoods, commercial establishments and other areas throughout the City.

Intoxicating beverage sales and activities may cause a deleterious effect upon the community, may cause negative land use impacts resulting in the deterioration of neighborhoods, commercial and other areas all to the detriment of the public's health, safety and welfare, accordingly the following land use tools may be adapted by the City Council to protect the public's health, safety and welfare:

- Zoning regulations restricting the use of land and improvements by geographic districts;
- Land use permit requirements designed to encourage or discourage specified uses and construction of specified structures, or to minimize unfavorable effects of the uses on the construction of structures; and
- Measures to further the goals and objectives of the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Commission hereby adopts the following amendment to the Land Use sections strategic goals on page 10 of the 1997 Comprehensive Plan Goal 7 and then set forth again;

APPROVED and **SIGNED** this 11 day of Feb., 2010



John Guinn, Chair
Planning Commission

ATTEST:



Betsy Jumper, Recorder
Planning Commission

Bethel Planning Commission Resolution

Bethel Planning Commission

RESOLUTION NO. 2010 - 04

A RESOLUTION SUPPORTING PLANNING COMMISSION AWARDED AGNEW::BECK CONSULTING LLC , TO DEVELOP A NEW BETHEL COMPREHENSIVE MASTER PLAN.

WHEREAS, the City of Bethel Planning Commission reviews, recommends, and administers policy statements, goals, standards, and maps for guiding the physical, social, and economic development, both private and public, recommendations for implementation of the comprehensive plan, including measures provided under AS 29.40.030, "with the recommendations of the Planning Commission, the council shall adopt by ordinance a comprehensive plan. The council shall, after receiving the recommendations of the planning commission, periodically undertake an overall review of the comprehensive plan and update the plan as necessary; and

WHEREAS, Bethel Municipal Code 2.24.050 G. states all formal actions of the planning commission shall be by resolution; and

WHEREAS, On January 25, 2009 the planning commission reviewed all RFP proposals for the "New Bethel Comprehensive Master Plan" and followed three criteria objectives which had equal weight in their importance from the RFP; and

WHEREAS, the Bethel Planning Commission based on the score ranking of 85 points approved to award the "New Comprehensive Master Plan contract to Agnew::Beck Consulting LLC"; and

THEREFORE, BE IT RESOLVED that the City of Bethel Planning Commission supports Resolution 2010-04 and for the City of Bethel Council to accept the award to Agnew::Beck Consulting LLC, to develop the Bethel Comprehensive Master Plan.

ATTEST:

 -2-11-10
Betsy Jumper, Recorder


John Guinn, Chairman

Introduced by:
Date:
Action:
Vote:

CITY OF BETHEL, ALASKA

Ordinance # 10-

AN ORDINANCE OF THE BETHEL CITY COUNCIL ADOPTING A LAND USE AMENDMENT TO THE CITY'S 1997 COMPREHENSIVE PLAN PERTAINING TO INTOXICATING BEVERAGES

WHEREAS, on February 11, 2010 the Planning Commission adopted Planning Commission Resolution 2010-03 incorporated herein by reference; and

WHEREAS, pursuant to that Resolution No. 10-03, the Planning Commission recommended a land use amendment to the 1997 Comprehensive Plan to provide policy guidance on the land use tools available to mitigate the impacts to the public's health, safety and welfare arising from the effects of intoxicating beverages.

THEREFORE BE IT ORDAINED by the City Council of Bethel, Alaska, that:

SECTION 1. Classification. Ordinance is a permanent nature and shall be codified within the Bethel Municipal Code (BMC).

SECTION 2. Amendment. The City of Bethel Comprehensive Plan is hereby amended as follows:

Goal 7: Land Use ordinances and regulations applicable to the control of alcoholic beverage sales should be utilized to mitigate the potential adverse impacts of alcohol related establishments on neighborhoods, commercial establishments, and other areas throughout the City of Bethel.

Intoxicating beverage sales and activities may cause a deleterious effect upon the community, may cause negative land use impacts resulting in the deterioration of neighborhoods, commercial and other areas all to the detriment of the public's health, safety and welfare, accordingly the following land use tools may be adopted by the City Council:

- Zoning regulations restricting the use of land and improvements by geographic districts;
- Land use permit requirements designed to encourage or discourage specified uses and construction of specified structures, or to minimize unfavorable effects of the uses on the construction of structures; and

Introduced by:

Date:

Action:

Vote:

- Measures to further the goals and objectives of the Comprehensive Plan.
- Its effect upon the use or value of the affected area; and
- Its impact upon the public health, welfare, safety, or morals.

**ENACTED THIS ___ DAY OF _____ 2010 BY A VOTE OF ___ IN FAVOR
AND ___ OPPOSED**

Joseph Klejka, Mayor

ATTEST:

Lori Stickler, City Clerk