

Introduced by: Mayor Watson
Date: July 23, 2019
Public Hearing: August 13, 2019
Action: Passed
Vote: 5-0

CITY OF BETHEL, ALASKA

Ordinance #19-15

AN ORDINANCE BY THE BETHEL CITY COUNCIL SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF BETHEL, ON OCTOBER 1, 2019, A BALLOT PROPOSITION INITIATED THROUGH ALCOHOL LOCAL OPTION PETITION

- WHEREAS;** Alaska Statute 04.11.507, Procedure for Local Option Election, states: Upon receipt of a petition of a number of registered voters equal to 35 percent or more of the number of votes cast at the last regular municipal election, the local governing body of a municipality shall place upon a separate ballot at the next regular election, or at a special election, whichever local option, change in local option, or removal of local option constitutes the subject of the petition;
- WHEREAS;** the City Clerk's Office certified a petition application for an alcohol local option question on June 3, 2019, the petition booklets were issued to the petitioners on June 10, 2019;
- WHEREAS;** the petition sponsors had 90 days from June 10, to secure 418 qualifying signatures from registered Bethel voters;
- WHEREAS;** on July 4, 2019 the petition sponsors submitted to the City Clerk's Office the petition booklets for certification review;
- WHEREAS;** on July 8, 2019 the City Clerk certified the petition, the petition sponsors obtained the minimum 418 qualifying signatures from Bethel registered voters (35% of the number of votes casts at the City's last regular election);
- WHEREAS;** pursuant to Alaska Statutes 04.11.507 b, Upon receipt of a petition of a number of registered voters equal to 35 percent or more of the number of votes cast at the last regular municipal election, the local governing body of a municipality shall place upon a separate ballot at the next regular election, or at a special election, whichever local option, change in local option, or removal of local option constitutes the subject of the petition;

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WHEREAS; pursuant to Bethel Municipal Code 7.10.070, an ordinance placing propositions and questioned before the voters must be adopted by the council not later than forty-five calendar days before a regular or special election which is August 17, 2019;

SECTION 1. ELECTION An election is to be held October 1, 2019 in and for the City of Bethel for the purpose of submitting questions and a ballot proposition to the qualified voters of the City of Bethel for approval or rejection.

SECTION 2. PROPOSITION The proposition must receive a majority vote of the qualified voters in the City of Bethel voting on the question to be approved. The Proposition shall be substantially in the following form:

Shall the City of Bethel adopt local option (4.11.491 (a) (2) (A)), to prohibit the sale of alcoholic beverages except through a restaurant or eating place license?

Yes No

IMPARTIAL SUMMARY OF THE CHANGE IN LOCAL OPTION BEING PROPOSED:

A yes vote on this ballot question means you want the community of Bethel to fall under local option, preventing the sale of alcoholic beverages in the community of Bethel anywhere other than a restaurant, which would only be licensed to sell beer and wine for onsite consumption.

A no vote on this ballot question means you want the community of Bethel to remain out of local option, allowing for the sale of alcoholic beverages through all license types.

If local option (4.11.491 (a) (2) (A)) is adopted, shall the City of Bethel opt to not apply a class C felony to violations of Alaska Statutes 04.16.051, Furnishing or Delivery of Alcoholic Beverages to Persons Under the Age of 21 (AS 04.11.491(g)(3))?

Yes No

IMPARTIAL SUMMARY OF THE CHANGE IN LOCAL OPTION BEING PROPOSED:

A yes vote on this question means if the community of Bethel adopts Local Option as provided in Question 1, you want the penalties for furnishing or delivery of alcoholic beverages to a person under the age of 21 to be a misdemeanor.

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A no vote on this question means if the community of Bethel adopts Local Option as provided in Question 1, you want the penalties for furnishing or delivery of alcoholic beverages to a person under the age of 21 to be a class C felony.

SECTION 4. Classification. This ordinance is of permanent nature and shall not become a part of the Bethel Municipal Code.

SECTION 5. Effective Date. This Ordinance shall become effective upon the approval by the Bethel City Council.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL ALASKA, THIS 13th DAY OF AUGUST 2019, BY A VOTE OF 5 IN FAVOR AND 0 OPPOSED.

ATTEST:


Lori Strickler, City Clerk


Thor Williams, Vice-Mayor