

**PETERSBURG BOROUGH  
ORDINANCE #2013-25**

**AN ORDINANCE PROVIDING FOR NEW CHAPTERS 11.04 THROUGH 11.20 OF TITLE 11,  
THE BOROUGH TRAFFIC CODE**

**Whereas**, on January 3, 2013 the Election Division for the State of Alaska certified the election results of the December 18, 2012 incorporation election for the Petersburg Borough, and

**Whereas**, the certified election confirmed the incorporation of the Petersburg Borough and dissolved the City of Petersburg, and

**Whereas**, Petersburg Borough Charter, Section 19.06 requires all ordinances, resolutions, regulations, orders and rules in effect for the former City of Petersburg to continue in full force and effect within the Petersburg Borough, Service Area 1, until expressly reaffirmed, revised or repealed by the assembly.

**Therefore the Petersburg Borough Ordains**, Chapters 11.04 through 11.20, as set out below, are hereby adopted as borough ordinances to be administered on an areawide (borough-wide) basis.

Section 1. Classification: This ordinance is of a permanent nature and shall be codified in the Petersburg Borough Code.

Section 2. Purpose: The purpose of this ordinance is to adopt new traffic provisions for the borough to replace certain existing provisions of the municipal code, and to leave in place the current parking restrictions and regulations, applicable within Service Area 1 only.

Section 3. Substantive Provisions:

A. New chapters 11.04, 11.08, 11.12, 11.16 and 11.20, to read as follows, are hereby adopted as part of the vehicle and traffic code for the borough.

**Title 11        Vehicles and Traffic**

Chapters:

Chapter 11.04    Application of Title  
Chapter 11.08    State provisions adopted; traffic fine schedules  
Chapter 11.12    Authority; miscellaneous operating rules  
Chapter 11.16    Junk and abandoned vehicles  
Chapter 11.20    Enforcement.

## Chapter 11.04. Application of Title

### Sections:

11.04.010 Application of Title.

### 11.04.010 Application of Title.

The provisions of this title establish the traffic code for the borough relating to the operation of vehicles and other activities addressed in this title on any borough highway, street and way open to the public. For purposes of this title, "way open to the public" includes any road, alley, lane, parking area, or any place, private or otherwise, adopted to and fitted for travel, that is in common use by the public with the consent, express or implied, of the owner or owners, and further, any public playgrounds, school grounds, recreation grounds, parks, parkways, park drives, park paths and wharves, public grounds and rights-of-way open to the use of the public.

## Chapter 11.08 State provisions adopted; traffic fine schedules; violations.

### Sections:

11.08.010 State provisions adopted.

11.08.020 Traffic fine schedules.

11.08.030 Violations.

### 11.08.010 State provisions adopted.

The following statutes and regulations listed below are hereby adopted by reference, together with all amendments promulgated thereto, as the traffic code for the borough, pursuant to AS 28.01.010:

1. All non-criminal vehicle and traffic statutes of the State of Alaska, including but not limited to AS 11.46.462, AS 19.10.300-.310 and the following provisions of Title 28: AS 28.05.095; AS 28.10.451-.471; AS 28.15.011-.021; AS 28.15.057; AS 28.15.131; AS 28.15.281-.291; AS 28.22.019; AS 28.35.029; AS 28.35.031; AS 28.35.135-.155; AS 28.35.180; AS 28.35.185; AS 28.35.235; AS 28.35.251-.253; AS 28.35.280-.290; AS 28.35.410; AS 28.39.010; AS 28.39.040 and AS 28.90.030.

2. All non-criminal vehicle and traffic regulations of the State of Alaska, including but not limited to the following provisions of Titles 2, 13 and 17 of the Alaska Administrative Code:

#### Title 2:

Chapter 90, sections .030 (display and possession of driver's license with school bus driver endorsement) and .200 (unlawful use of classified license)

#### Title 13:

Part 1, Chapter 02 – Motor Vehicle and Driving Offenses: Rules of the Road.

Part 1, Chapter 03 – Commercial Motor Vehicles and Driving Offenses: Rules of the Road

Part 1, Chapter 04 – Motor Vehicle and Driving Offenses: Vehicle Equipment and Inspection.

Part 1, Chapter 40 – Definitions.

Title 17:

Chapter 25 – Operations, Wheeled Vehicles.

Chapter 45, sections .020 (general rules of conduct), .030 (aircraft rules), .080 (general vehicle rules), .085 (vehicles in restricted areas); .090 (vehicle parking); and .095 (commercial passenger vehicle permit)

11.08.020 Traffic fine schedules.

The “Traffic Bail Forfeiture Schedule” set out in Administrative Rule 43.1 of the Alaska Court Rules and any other bail forfeiture schedules relating to vehicles adopted by the Alaska Supreme Court, all amendments to those schedules that are promulgated from time to time, and the municipal fine schedule (traffic offenses) set out in section 1.16.030 of the municipal code, are hereby adopted as the traffic fine schedule for the borough. Citations for offenses listed on these schedules may be disposed of without a court appearance upon payment of the amounts set out in the schedule, plus the state surcharge required under AS 12.55.039 and AS 29.25.074. If a person charged with one of the offenses listed in a schedule is found guilty, the penalty imposed for the offense may not exceed the amount listed for that offense. If an offense is not listed in a schedule, the defendant must appear in court to answer to the charges. The fines established in the municipal fine schedule may not be judicially reduced.

11.08.030 Violations.

Violation of the municipal traffic code is an infraction, and is punishable by a fine not to exceed five hundred dollars (\$500.00).

Chapter 11.12. Authority; miscellaneous operating rules.

Sections:

11.12.010 Authority of Borough Police and Fire Departments.

11.12.020 Miscellaneous operating rules.

11.12.030 Off-street parking.

11.12.010 Authority of Borough Police and Fire Departments.

A. It shall be the duty of the borough police department to enforce the traffic code of the borough and the state vehicle laws and regulations applicable to traffic in the borough.

B. Officers of the police department or such officers thereof as are assigned by the chief of police, are authorized to direct all traffic by voice, hand or signal in conformance with traffic laws, regulations and ordinances; provided, that in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the police department may direct traffic as conditions may require notwithstanding the provisions of the traffic laws, regulations and ordinances.

C. Members ~~officers~~ of the fire department, as directed by a fire officer, when at the scene of a fire or accident, may direct or assist the police in directing traffic thereat or in the immediate vicinity.

D. The chief of police is empowered to promulgate regulations necessary to make effective the provisions of the municipal traffic ordinances and to make and enforce temporary regulations to cover emergencies or special conditions.

E. The chief of police may place and maintain official traffic-control signs, signals and devices when and as required to regulate traffic under this traffic code or under state law or regulations. All such traffic-control signs, signals and devices erected shall be official traffic-control devices.

F. The chief of police is authorized to determine upon what streets and parts of streets angle parking shall be permitted, and shall have such streets marked or signed therefore.

G. The chief of police is authorized to determine the location of passenger and freight curb loading zones, and place and maintain appropriate signs indicating the same and stating the hours during which the provisions are applicable. By the same authority, such loading zones may be discontinued. The chief of police is further authorized to issue special permits, revocable at the discretion of the chief of police, to allow the loading or unloading of materials, subject to the terms and conditions of such permit. A permit may be issued either to the owner or lessee of real property or to the owner of the vehicle utilized.

H. The chief of police is authorized to establish bus stops, bus stands, taxicab stands and stands for other passenger common-carrier motor vehicles on such public streets in such places and in such number as the chief shall determine to be of the greatest benefit and convenience to the public; and to designate every such bus stop, bus stand, taxicab stand or other stand by appropriate signs, or curb markings.

I. The chief of police is authorized to establish parking time limits, prohibit parking on designated streets and parts of streets, and designate areas for permitted parking, and have appropriate signs or curb markings erected or placed thereon.

J. The chief of police is authorized to have erected signs on any sidewalk or roadway prohibiting the riding of bicycles thereon.

K. The chief of police is authorized to promulgate regulations regarding the use and operation of off-road vehicles. Off-road vehicles include, but are not limited to, snowmobiles and all terrain vehicles.

L. The chief of police is authorized to issue special permits, revocable at the discretion of the chief of police, to allow streets, highways and other public areas within the borough limits to be used for racing events, subject to the terms and conditions of such permit.

#### 11.12.020      Miscellaneous operating rules

A. Drivers must be licensed. It is unlawful for a person to drive a motor vehicle, or exercise any degree of physical control of a motor vehicle, upon a street, highway or way open to the public within the borough, without having, in his or her possession, a valid driver's license.

B. Driving while license canceled, suspended, revoked, or in violation of a limitation. It is unlawful for a person to drive a motor vehicle upon a street, highway or way open to the public within the

borough at a time when that person's driver's license has been canceled, suspended or revoked, or in violation of a limitation placed upon that person's license.

C. Permitting unauthorized person to drive. It is unlawful for a person to authorize or knowingly permit a motor vehicle owned by the person, or under the control of the person, to be driven upon a street, highway or way open to the public within the borough by a person who is not validly licensed.

D. Reckless driving. It is unlawful for a person to drive a motor vehicle in the borough in a manner that creates a substantial and unjustifiable risk of harm to a person or to property. A substantial and unjustifiable risk is a risk of such a nature and degree that the conscious disregard of it or a failure to perceive it constitutes a gross deviation from the standard of conduct that a reasonable person would observe in the situation.

E. Negligent driving. It is unlawful for a person to drive a motor vehicle in the borough in a manner that creates an unjustifiable risk of harm to a person or to property and who, as a result of the creation of the risk, actually endangers a person or property. An unjustifiable risk is a risk of such a nature and degree that a failure to avoid it constitutes a deviation from the standard of care that a reasonable person would observe in the situation.

F. Parental responsibility. No parent or guardian may authorize or knowingly permit a minor to violate a provision of this chapter.

G. Skateboards, longboards, scooters and roller skates or blades.

1. No person shall ride in or on, or use, a skateboard, longboard, scooter, roller skates or blades, or any similar device, on:

a. North Nordic Drive roadway or sidewalks from its intersection with Haugen Drive, north to its intersection with the Charles W. Street right-of-way;

b. Roadway or sidewalks on Haugen Drive, Gjoa, Fram, and Excel Streets from First Street to Harbor Way;

c. Roadway and sidewalks on Dolphin Street between Second Street and Harbor Way; or

d. Any portion of Harbor Way street, sidewalks, or parking spaces.

2. Every person riding or using a skateboard, longboard, scooter, roller skates or blades, or any similar device, on roadways where not prohibited shall:

a. Ride as near to the extreme right side of the roadway as practicable;

b. Yield right-of-way to motor vehicles and bicycles;

c. Exercise due care when passing a standing vehicle; and

d. Whenever a usable sidewalk or bike path has been provided adjacent to that roadway, shall use such sidewalk or bike path and shall not use the roadway.

3. Every person riding or using a skateboard, longboard, scooter, roller skates or blades, or any similar device upon any sidewalk or public path, where such use is not prohibited, shall use the same in a careful and prudent manner and at a rate of speed no greater than is reasonable and proper under the conditions existing at the point of operation, taking into account the amount and character of pedestrian traffic, grade and width of sidewalk or public path, and condition of surface, and shall yield the right-of-way to any pedestrian thereon and obey all traffic-control devices.

H Low speed vehicles. Low speed vehicles (LSV) may legally drive on roads with speed limits of 45 mph or less within the borough limits. LSVs must follow all existing rules of the road. LSVs must pull to the extreme right hand side of the roadway, at the first opportunity to pull over safely, if there are five or more vehicles immediately following the LSV and let the faster moving vehicles pass.

I. Harbor facilities. No person shall drive, pull, roll, push or otherwise cause to be located upon the any harbor and deck facilities facility that floats upon, crosses over or is above a water surface ~~of the borough~~ any of the following vehicles or devices: skateboards, long boards, roller skates or blades, scooters, all-terrain vehicles, bicycles, tricycles, wagons, carts or sleds, except when the vehicle or device is being 1) transported to or from a vessel, or 2) used for moving goods to and from a vessel.

J. Special Permits. It is a violation of the borough code for any permittee under subsections 11.04.030G and 11.04.030L, or other person purporting to conduct operations under the permit, to violate any of the terms or conditions of any such permit.

K. Fines. Fines for violation of a provision of this section are as provided in Chapter 1.16 of the municipal code.

#### 11.12.030 Off-street parking areas.

The assembly may establish off-street parking areas, and is authorized to establish parking time limits, prohibit parking, establish the charge to be made for parking or use thereof, establish the method of collection, establish speed limits, and such other matters as it deems necessary for property control and operation of municipal off-street parking areas by having appropriate signs, curb markings or a combination of the same erected or so placed.

### Chapter 11.16. Junk and Abandoned Vehicles

#### Sections:

- 11.16.010 Definitions.
- 11.16.020 Abandonment unlawful.
- 11.16.030 Notification, Removal and Disposal.
- 11.16.040 Lien.

11.16.010 Definitions.

For purposes of this section, the following definitions shall apply:

1. "Junk vehicle" means a vehicle that is not currently registered as required under State law, or is stripped, wrecked or otherwise inoperable or disabled due to mechanical or other failure, including broken or missing parts. If a junk vehicle reasonably appears to have been left unattended, standing, parked upon or within 10 feet of the traveled portion of a highway or vehicular way or area in excess of 24 hours, or reasonably appears to have been left standing or parked on private property or other public property in excess of 24 hours without the consent of the owner or person in charge of the property, it may be presumed to be, and be treated as, an abandoned vehicle and removed and disposed of under the provisions set out below.

2. "Abandoned vehicle" means a vehicle that reasonably appears to have been left unattended, standing, parked upon or within 10 feet of the traveled portion of a highway or vehicular way or area in excess of 48 hours, or a vehicle that reasonably appears to have been left standing or parked on private property or other public property in excess of 24 hours without the consent of the owner or person in charge of the property. Any vehicle meeting the definition of an abandoned vehicle may be presumed to have been abandoned, and removed and disposed of under the provisions set out below.

11.16.020 Abandonment unlawful.

It is unlawful for any person to abandon a vehicle 1) upon any street, highway, or way open to the public, or 2) upon public property or upon private property without the consent of the owner or person in lawful possession or control of the property. A person who violates this section is considered responsible for the abandonment of the vehicle and is liable for the cost of its removal and disposition. The lawful owner of a vehicle, as demonstrated in the records of the state department of motor vehicles, is considered responsible for the abandonment of the vehicle and is liable for the cost of its removal and disposition unless, the owner had transferred ownership of the vehicle prior to abandonment and complied with the provisions of AS 28.10.271, or the vehicle was abandoned by a person driving the vehicle without the permission of the owner.

11.16.030 Notification, Removal and Disposal.

A. When any junk or abandoned vehicle is found in the borough, any police officer or other authorized borough official may notify the registered owner of such vehicle in writing that the vehicle must be removed within twenty-four hours. Notification may be made by handing such notification to the owner in person, by leaving the notification at the owner's last known physical residence within the borough, or by posting the notification on the windshield or other prominent place on the vehicle. If the registered owner is not known and cannot be ascertained from registration in the vehicle, such notification will be made by posting the notification on the vehicle.

B. In the event the registered owner of any such vehicle does not remove the vehicle within twenty-four hours, such vehicle may be impounded and towed to the nearest garage or other place for storage, at the owner's expense. Removal of such a vehicle from private property shall be upon the written request of the owner or person in lawful possession or control of the property.

C. The borough, or other person who impounds or stores an abandoned vehicle at the request of the borough, shall, within thirty (30) days of impound, give notice to the vehicle owner of record and any lienholder of record, stating the grounds for removal, the location of the place of impoundment of the vehicle, a statement to the effect that unless the vehicle is reclaimed within twenty days from the giving of the notice, that such vehicle may be disposed of by the borough, and the date by which an administrative hearing must be requested if the party wishes to object to the propriety of the impound and removal, or an owner's liability for the costs of removal and disposition. The date to request a hearing may not be less than fifteen (15) days after giving of the notice. Notice to the owner of record and any lienholder shall be given in the manner prescribed by AS 28.05.121. If the vehicle is not registered, or the name and address of the registered or legal owner or lienholder cannot be ascertained, notice shall be given by publication in the manner prescribed in the rule of the state courts for service of process by publication. If there is no request for a hearing by the date specified in the notice, the hearing is considered to have been waived, and all appeal rights cease.

1. If a hearing is timely requested, the borough shall set a hearing date within ten (10) from the date the request is given. The hearing shall be held at the municipal offices in Petersburg. If the person requesting the hearing does not appear at the time and place established, and an extension for good cause has not been granted by the hearing officer, then the failure to appear is considered a waiver of the hearing and all appeal rights cease.

2. The hearing officer shall be appointed by mayor and may be a borough employee, but may not have participated in the decision under review. Hearings shall be informal, and technical rules of evidence will not apply. The person requesting the hearing may participate by telephone, at his or her own expense, and may have assistance at the hearing, through an attorney or other representative. The hearing officer shall issue a written decision within five (5) days of the hearing. The hearing officer is not required to make formal findings of fact and conclusions of law, but must state the reason(s) for the officer's determination and the evidence relied upon.

3. A notice of appeal from the decision of the hearing officer must be filed in the state court within 30 days of the date of distribution of the decision, in accordance with the applicable rules of court governing administrative appeals.

D. Title to a vehicle not reclaimed by the registered owner, a lienholder or other person entitled to possession of the vehicle within thirty (30) days from the notice given under paragraph (C) above vests with the borough, at the borough's discretion.

E. In the event a vehicle has not been reclaimed, upon satisfaction of the notice requirements set out in (C) above, an abandoned vehicle may be disposed of by the borough by removal of the vehicle to a scrap processing yard or auto wrecker for disposal, or by sale of the vehicle at a public auction to be held not less than twenty (20) days after notice of the auction is published in a newspaper distributed in general circulation within the borough. The notice of auction must describe the vehicle, and specify the place, date and time at which it will be sold. At the sale, such abandoned vehicle shall be sold to the highest responsible bidder for cash. Any surplus remaining from the proceeds of such sale, after deducting the costs incident to the impounding, storage and sale of such vehicle, shall be deposited into the borough treasury. If there is no responsible bidder, the vehicle may be removed for disposal, or, at the discretion of the borough manager, retained by the borough. Once retained by the borough, all reclamation rights terminate.



F. A person who presents satisfactory proof of ownership or right to possession of an abandoned vehicle may reclaim such vehicle at any time prior to disposal upon payment to the borough of any fine imposed hereunder upon the registered owner or operator of such vehicle by reason of violation of this title, and all costs incident to the towing, impounding, and storage of the vehicle, including administrative fees, costs of giving notice, and any attorney fees incurred by the borough.

11.16.040 Lien.

The borough, or other person who impounds or stores an abandoned vehicle at the request of the borough, has a lien upon the vehicle in accordance with AS 28.10.502.

Chapter 11.20 Enforcement.

Sections:

- 11.20.010 Unlawful acts or omissions.
- 11.20.020 Violations by minor.
- 11.20.030 Vehicle owner's responsibility.
- 11.20.040 Failure to obey citation
- 11.20.050 Disposition and records of citations, warrants and complaints.
- 11.20.060 Presumption in reference to illegal parking.
- 11.20.070 Authority to immediately immobilize or impound vehicles.

11.20.010 Unlawful acts or omissions.

It is unlawful for any person, firm or corporation to do any act forbidden, or to fail to perform any act required in this title.

11.20.020 Violations by minor.

It is unlawful for a parent or guardian of a minor or ward to authorize or knowingly to permit any such minor or ward to violate any provision of this title.

11.20.030 Vehicle owner's responsibility.

It is unlawful for any person to authorize or knowingly permit any vehicle registered in their name to be driven or to stand or to be parked in violation of any provision of this title.

11.20.040 Failure to obey citation.

It is unlawful for any person to fail to appear upon the issuance of a citation when required regardless of the disposition of the charge for which such citation was originally issued.

11.20.050 Disposition and records of citations, warrants and complaints.

A. Every police officer, upon issuing a citation to an alleged violator of any state motor vehicle law or regulation, or any provision of this title, shall deposit the original and duplicate copy of the citation with the immediate police department superior delegated with the responsibility for such citations, who shall then cause such citation to be processed through the police department and delivered to the district court in the proper manner, as dictated by procedure. The police department shall utilize current state citation forms.

B. Upon the filing of such citation in the district court as aforesaid, such citation may be disposed of only by trial in the district court or by other official action by the judge or magistrate, or chief of police, including forfeiture of bail or by payment of a fine imposed by the court; provided.

C. The chief of police shall also maintain or cause to be maintained, in connection with every citation issued by a police officer, a record of the disposition of the charge by the district court.

D. The chief of police shall also maintain or cause to be maintained a record of all warrants issued by the district court which are delivered to the police department for service and of final disposition of all such warrants.

11.20.060 Presumption in reference to illegal parking.

In any prosecution charging a violation of any law or regulation governing the standing or parking of a vehicle, proof that the particular vehicle described in the complaint was standing or parked in violation of any such law or regulation, together with proof that the defendant named in the complaint was at the time of such standing or parking the registered owner of the vehicle, shall constitute in evidence a prima facie presumption that the registered owner of the vehicle was the person who parked or placed the vehicle at the point where, and for the time during which, the violation occurred. This presumption shall apply only when the procedure of giving a citation has been followed.

11.20.070 Authority to immediately immobilize or impound vehicles.

A. A police officer or other authorized borough official is authorized to immediately remove a vehicle from a street, highway, parking area (including at any borough harbor facility), other public area or way open to the public to a garage or other place of storage, or to immobilize a vehicle, under any of the circumstances enumerated as follows:

1. When a vehicle is left unattended upon any bridge, viaduct, causeway, street, highway, sidewalk, parking area, other public area or way open to the public where the vehicle constitutes an obstruction to pedestrian or vehicular traffic;

2. When a vehicle upon a bridge, viaduct, causeway, street, highway, parking area, other public area or way open to the public is so disabled as to constitute an obstruction to pedestrian or vehicular traffic and the person or persons in charge of the vehicle are, by reason of physical injury or otherwise, incapacitated to such extent as to be unable to provide for its custody or removal;

3. When any vehicle is left unattended upon a bridge, viaduct, causeway, street, highway, sidewalk, parking area, other public area or way open to the public and is so parked or placed illegally as to constitute a definite hazard or obstruction to the normal movement of pedestrian or vehicular traffic;

4. When any vehicle has been parked or standing on a bridge, viaduct, causeway, street, highway, parking area, other public area or way open to the public for more than one hour in excess of the time allowed for parking thereon;

5. When any vehicle which has been involved in two or more violations of this title for which citations have been issued and not presented as required is parked in violation of any provision of this title;

6. When any vehicle is left unattended on a sidewalk, in front of a public or private driveway, within an intersection, within fifteen feet of a fire hydrant, within a fire or safety zone, on a crosswalk, within twenty feet of a driveway entrance to any fire or ambulance station and within seventy-five feet on the side of the street opposite the entrance to the aforesaid station(s), at any place where official signs prohibit stopping, standing or parking, and alongside or opposite any street, highway or public area, excavation or obstruction when stopping, standing or parking would obstruct traffic; or

7. When any vehicle is improperly parked in a handicapped only parking area or is improperly impeding snow removal operations.

B. A vehicle impounded under this section shall be delivered back to the owner or other person whom the vehicle may be the responsibility of, or the immobilization device removed, only after such owner or person has paid all costs incident to the removal, impounding, storage or immobilization of such vehicle, in addition to whatever fines may be imposed upon the owner or other responsible person of such vehicle for any violation of this title. If the impoundment or immobilization is not fully cured by the owner or responsible person within 20 days of said impoundment or immobilization, the vehicle may be deemed by the chief of police to be an abandoned vehicle, subject to disposal by the borough under the provisions of chapter 11.16.

**B. Effect of this ordinance on current provisions of Title 11 of the existing municipal code:**

1. New Chapters 11.04 through 11.20 of Title 11, the borough traffic code, as set out above, replace the existing provisions of municipal code Chapters 11.04 (Definitions); 11.08 (Administration); 11.12 (Obedience to Traffic Regulations); 11.16 (Traffic-Control Devices and Signals); 11.20 (Rules of the Road); 11.24 (Miscellaneous Regulations); 11.28 (Speed Restrictions); 11.32 (Turning Movements); 11.36 (Right-of-Way); 11.40 (Reckless and Negligent Driving—Driving under the Influence); 11.44 (Accidents—Reports and Duties); 11.64 (Vehicle Regulations); 11.68 (Motor Vehicle Licenses); 11.72 (Driving while License Cancelled, Suspended or Revoked); 11.76 (Pedestrians); 11.80 (Bicycles); 11.84 (Abandoned Vehicles); 11.88 (Snow Vehicles); 11.92 (Enforcement); and 11.96 (Penalties), excepting subparagraphs B and C of section 11.96.070 (Penalties generally). Title 11 of the code shall be renamed Vehicles and Traffic.

2. Chapters 11.48 (Method of Parking); 11.52 (Stopping for Loading or Unloading); 11.56 (Miscellaneous Stopping, Standing and Parking Restrictions); 11.60 (Parking Lot Regulations), and section 11.96.070, subparagraphs B and C, of the existing municipal code remain part of Title 11, applicable within Service Area 1 only. Fines for violation of these provisions shall be as set forth in Subsections 11.96.070B and C and the applicable provisions of appendix D of Ordinance 442.

#### Section 4. Fine Amounts:

The following fine amounts are adopted for violations of this chapter, and shall be administratively incorporated into section 1.16.030 of the borough code:

<u>Section</u>	<u>Description of Violation</u>	<u>Fine Amount</u>
11.12.020A	Driving without license	\$ 150.00
11.12.020B	Driving while license cancelled, suspended revoked or in violation of limitation	\$ 500.00
11.12.020C	Permitting unlicensed person to drive	\$ 300.00
11.12.020D	Reckless driving	\$ 300.00
11.12.020E	Negligent driving	\$ 150.00
11.12.020F	Parental/guardian responsibility	\$ same as underlying violation
11.12.020G	Restrictions on skateboards/like devises	\$ 25.00
11.12.020H	Low speed vehicles	\$ 100.00
11.12.020I	Prohibited devises at harbor facilities	\$ 25.00

A future modification in a fine amount for a violation of this section shall be by amendment to section 1.16.030.

Section 5. Severability: If any provision of this ordinance or any application to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected.

Section 6. Effective Date: This Ordinance shall become effective areawide immediately upon final passage.

Passed and approved by the Petersburg Borough Assembly, Petersburg, Alaska this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Mark Jensen, Mayor

ATTEST:

\_\_\_\_\_  
Kathy O'Rear, Clerk

Adopted:  
Published:  
Effective: